

First Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 25-1014.01 Christopher McMichael x4775

SENATE BILL 25-297

SENATE SPONSORSHIP

Ball,

HOUSE SPONSORSHIP

Feret,

Senate Committees
Health & Human Services

House Committees

A BILL FOR AN ACT

101 CONCERNING THE IMPLEMENTATION OF COLORADO'S NATURAL
102 MEDICINE INITIATIVE, AND, IN CONNECTION THEREWITH,
103 REQUIRING THE DEPARTMENT OF PUBLIC HEALTH AND
104 ENVIRONMENT TO COLLECT DATA AND INFORMATION RELATED
105 TO THE HEALTH EFFECTS AND OTHER IMPACTS OF THE USE OF
106 NATURAL MEDICINE AND NATURAL MEDICINE PRODUCTS.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

The bill directs the Colorado department of public health and

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

environment (CDPHE), in coordination with the department of revenue (DOR) and the department of regulatory agencies (DORA), to collect information and data related to the use of natural medicine and natural medicine products, including data on the following topics:

- Law enforcement incidents involving the use of natural medicine and natural medicine products;
- Adverse health events involving the use of natural medicine and natural medicine products;
- Impacts on health-care facilities, hospitals, and health-care systems related to the use of natural medicine and natural medicine products;
- Consumer protection claims related to natural medicine and natural medicine products; and
- Behavioral health impacts related to the use of natural medicine and natural medicine products.

Subject to available appropriations, CDPHE shall also collect relevant data and information related to the use of natural medicine from facilitators and healing centers. CDPHE is required to create and maintain a database of the information collected. CDPHE is prohibited from sharing the information and data collected, except in certain instances, such as sharing the information with agencies and departments for their regulatory purposes, and only to the extent the information is necessary for those purposes.

The operation and maintenance of the database is scheduled to repeal after 5 years. CDPHE may accept gifts, grants, and donations related to the collection of the data and information, but only from private or public sources that do not have a financial interest in the outcomes of the data collection.

The bill clarifies certain statutory provisions related to the issuance of owner licenses and employee licenses for natural medicine businesses. In existing statute, an applicant for an owner license or an employee license must submit to a fingerprint-based criminal history background check. The bill removes the fingerprinting requirement, but requires an applicant for a license to complete a name-based judicial record check.

The bill requires the state licensing authority to adopt rules related to product labels for regulated natural medicine and regulated natural medicine products and permits the state licensing authority to adopt rules regarding the types of regulated natural medicine products that can be manufactured.

The bill permits the governor to grant pardons to a class of defendants who were convicted of the possession of natural medicine.

1 *Be it enacted by the General Assembly of the State of Colorado:*

1 **SECTION 1.** In Colorado Revised Statutes, **add** 25-1.5-120.5 as
2 follows:

3 **25-1.5-120.5. Natural medicine health effects - data collection**
4 **- pilot data collection study - report - rules - definitions - repeal.**

5 (1) **Definitions.** AS USED IN THIS SECTION, UNLESS THE CONTEXT
6 OTHERWISE REQUIRES:

7 (a) "HEALTH-CARE FACILITY" HAS THE MEANING SET FORTH IN
8 SECTION 44-50-103 (7).

9 (b) "NATURAL MEDICINE" HAS THE MEANING SET FORTH IN
10 SECTION 44-50-103 (13).

11 (c) "NATURAL MEDICINE PRODUCT" HAS THE MEANING SET FORTH
12 IN SECTION 44-50-103 (15).

13 (d) "REGULATED NATURAL MEDICINE" HAS THE MEANING SET
14 FORTH IN SECTION 44-50-103 (21).

15 (e) "REGULATED NATURAL MEDICINE PRODUCT" HAS THE MEANING
16 SET FORTH IN SECTION 44-50-103 (22).

17 (f) "STATE LICENSING AUTHORITY" HAS THE MEANING SET FORTH
18 IN SECTION 44-50-103 (24).

19 (2) **Health effects of natural medicine data collection - report.**

20 (a) THE DEPARTMENT, IN COORDINATION WITH OTHER RELEVANT STATE
21 DEPARTMENTS, INCLUDING THE DEPARTMENT OF REVENUE, CREATED IN
22 SECTION 24-1-117, AND THE DEPARTMENT OF REGULATORY AGENCIES,
23 CREATED IN SECTION 24-1-122, SHALL REQUEST AND COLLECT READILY
24 AVAILABLE AND RELEVANT DATA AND INFORMATION RELATED TO THE USE
25 OF NATURAL MEDICINE AND NATURAL MEDICINE PRODUCTS, INCLUDING
26 DATA AND INFORMATION CONCERNING:

27 (I) LAW ENFORCEMENT INCIDENTS INVOLVING THE USE OF

1 NATURAL MEDICINE AND NATURAL MEDICINE PRODUCTS;
2 (II) ADVERSE HEALTH EVENTS INVOLVING THE USE OF NATURAL
3 MEDICINE AND NATURAL MEDICINE PRODUCTS;
4 (III) IMPACTS ON HEALTH-CARE FACILITIES, HOSPITALS, AND
5 HEALTH-CARE SYSTEMS ARISING FROM INCIDENTS RELATED TO THE USE OF
6 NATURAL MEDICINE AND NATURAL MEDICINE PRODUCTS;
7 (IV) CONSUMER PROTECTION CLAIMS RELATED TO NATURAL
8 MEDICINE AND NATURAL MEDICINE PRODUCTS; AND
9 (V) BEHAVIORAL HEALTH IMPACTS RELATED TO THE USE OF
10 NATURAL MEDICINE AND NATURAL MEDICINE PRODUCTS.

11 (b) THE DEPARTMENT, IN COORDINATION WITH OTHER RELEVANT
12 STATE DEPARTMENTS, SHALL REQUEST AND COLLECT AVAILABLE AND
13 RELEVANT DATA AND INFORMATION RELATED TO THE HEALTH EFFECTS OF
14 THE USE OF NATURAL MEDICINE OR NATURAL MEDICINE PRODUCTS FROM
15 SOURCES THAT MAY INCLUDE:

- 16 (I) ALL-PAYER CLAIMS DATA;
- 17 (II) HOSPITAL DISCHARGE DATA;
- 18 (III) PEER-REVIEWED RESEARCH STUDIES; AND
- 19 (IV) OTHER SOURCES AS DETERMINED BY THE DEPARTMENT.

20 (c) (I) THE DEPARTMENT SHALL PROVIDE RELEVANT DATA AND
21 INFORMATION COLLECTED PURSUANT SUBSECTIONS (2)(a) AND (2)(b) OF
22 THIS SECTION TO THE DEPARTMENT OF REVENUE FOR USE IN THE
23 DEPARTMENT OF REVENUE'S ANNUAL REPORT REQUIRED PURSUANT TO
24 SECTION 44-50-202 (1)(g).

25 (II) THE DEPARTMENT SHALL ENSURE THAT THE DATA AND
26 INFORMATION COLLECTED BY THE DEPARTMENT PURSUANT TO
27 SUBSECTIONS (2)(a) AND (2)(b) OF THIS SECTION IS DE-IDENTIFIED AND

1 DOES NOT INCLUDE AN INDIVIDUAL'S NAME, ADDRESS, CONTACT
2 INFORMATION, OR OTHER PERSONAL IDENTIFYING INFORMATION.

3 (d) THE COLLECTION OF DATA AND INFORMATION RELATED TO THE
4 USE OF NATURAL MEDICINE AND NATURAL MEDICINE PRODUCTS IN
5 ACCORDANCE WITH THIS SUBSECTION (2) IS SUBJECT TO AVAILABLE
6 APPROPRIATIONS BY THE GENERAL ASSEMBLY OR GIFTS, GRANTS, AND
7 DONATIONS ACCEPTED BY THE DEPARTMENT PURSUANT TO SUBSECTION
8 (5) OF THIS SECTION. IF THERE IS NOT SUFFICIENT FUNDING TO FINANCE
9 THE COLLECTION OF DATA AND INFORMATION, THE DEPARTMENT IS NOT
10 REQUIRED TO COLLECT THE DATA AND INFORMATION PURSUANT TO THIS
11 SUBSECTION (2) UNTIL SUFFICIENT FUNDING BECOMES AVAILABLE TO THE
12 DEPARTMENT.

13 (3) **Pilot data collection program.** (a) THE DEPARTMENT SHALL
14 CREATE AND MAINTAIN A DATABASE BASED ON THE DATA AND
15 INFORMATION COLLECTED PURSUANT TO SECTIONS 12-170-108 (5) AND
16 44-50-401 (6) RELATED TO THE USE OF REGULATED NATURAL MEDICINE
17 AND REGULATED NATURAL MEDICINE PRODUCTS.

18 (b) (I) THE DEPARTMENT SHALL ENSURE THAT THE DATA AND
19 INFORMATION COLLECTED BY THE DEPARTMENT AND MAINTAINED IN THE
20 DATABASE IS DE-IDENTIFIED AND DOES NOT INCLUDE AN INDIVIDUAL'S
21 NAME, ADDRESS, CONTACT INFORMATION, OR OTHER PERSONAL
22 IDENTIFYING INFORMATION.

23 (II) THE DATA AND INFORMATION MAINTAINED IN THE DATABASE
24 IS:

25 (A) PROPRIETARY AND CONTAINS TRADE SECRETS;

26 (B) CONFIDENTIAL;

27 (C) NOT SUBJECT TO THE "COLORADO OPEN RECORDS ACT", PART

1 2 OF ARTICLE 72 OF TITLE 24;

2 (D) NOT SUBJECT TO SUBPOENA OR DISCOVERY AND IS NOT
3 ADMISSIBLE AS EVIDENCE IN ANY PRIVATE CIVIL ACTION; AND

4 (E) NOT TO BE RELEASED, DISCLOSED, OR MADE PUBLIC, EXCEPT
5 AS PROVIDED BY SUBSECTION (3)(c) OF THIS SECTION.

6 (c) THE DEPARTMENT MAY RELEASE OR DISCLOSE THE DATA AND
7 INFORMATION CONTAINED IN THE DATABASE ONLY:

8 (I) FOR RESEARCH OR OTHER EMPIRICAL STUDIES, AS APPROVED BY
9 THE DEPARTMENT;

10 (II) FOR CONDUCTING SURVEYS OR INVESTIGATIVE ACTIVITIES AS
11 PART OF A PUBLIC HEALTH PROGRAM TO TRACK HEALTH EFFECTS OF
12 REGULATED NATURAL MEDICINE OR REGULATED NATURAL MEDICINE
13 PRODUCTS; OR

14 (III) FOR CONDUCTING REGULATORY DUTIES OF THE STATE
15 LICENSING AUTHORITY OR ASSISTING OTHER STATE AGENCIES IN
16 CONDUCTING THEIR REGULATORY DUTIES, INCLUDING REPORTING ON
17 SERVICES, PARTICIPANT MOTIVATIONS, DEMOGRAPHICS, AND OUTCOMES
18 RELATED TO THE NATURAL MEDICINE PROGRAM.

19 (d) IF THE DEPARTMENT RELEASES THE DATA AND INFORMATION
20 IN THE DATABASE IN ACCORDANCE WITH SUBSECTION (3)(c) OF THIS
21 SECTION, THE DEPARTMENT SHALL LIMIT THE RELEASE TO THE MINIMUM
22 AMOUNT OF INFORMATION NECESSARY FOR THE PURPOSES OF THE RELEASE
23 AND MUST NOT INCLUDE AN INDIVIDUAL'S NAME, ADDRESS, CONTACT
24 INFORMATION, OR OTHER PERSONAL IDENTIFYING INFORMATION.

25 (e) THE CREATION AND MAINTENANCE OF THE DATABASE IN
26 ACCORDANCE WITH THIS SUBSECTION (3) IS SUBJECT TO AVAILABLE
27 APPROPRIATIONS BY THE GENERAL ASSEMBLY OR GIFTS, GRANTS, AND

1 DONATIONS ACCEPTED BY THE DEPARTMENT PURSUANT TO SUBSECTION
2 (5) OF THIS SECTION. IF THERE IS NOT SUFFICIENT FUNDING TO FINANCE
3 THE OPERATION OR MAINTENANCE OF THE DATABASE, THE DEPARTMENT
4 IS NOT REQUIRED TO OPERATE OR MAINTAIN THE DATABASE UNTIL
5 SUFFICIENT FUNDING BECOMES AVAILABLE TO THE DEPARTMENT.

6 (4) THE DEPARTMENT, IN CONSULTATION WITH THE DEPARTMENT
7 OF REVENUE, CREATED IN SECTION 24-1-117, AND THE DEPARTMENT OF
8 REGULATORY AGENCIES, CREATED IN SECTION 24-1-122, SHALL
9 DETERMINE THE FORM, FORMAT, AND TIMING OF THE COLLECTION AND
10 REPORTING OF DATA AND INFORMATION IN ACCORDANCE WITH THIS
11 SECTION AND SECTIONS 12-170-108 (5) AND 44-50-401 (6).

12 (5) (a) EXCEPT AS PROVIDED IN SUBSECTION (5)(b) OF THIS
13 SECTION, THE DEPARTMENT MAY SEEK, ACCEPT, AND EXPEND GIFTS,
14 GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE
15 PURPOSES OF THIS SECTION.

16 (b) THE DEPARTMENT SHALL NOT SEEK, ACCEPT, OR EXPEND ANY
17 GIFTS, GRANTS, OR DONATIONS TO BE USED FOR THE PURPOSES OF THIS
18 SECTION FROM A PRIVATE OR PUBLIC SOURCE THAT IS A LICENSEE, AS
19 DEFINED IN SECTION 44-50-103 (11), OR ANY OTHER PERSON WITH A
20 FINANCIAL INTEREST RELATED TO THE DATA AND INFORMATION
21 COLLECTED PURSUANT TO THIS SECTION.

22 (6) (a) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2030.

23 (b) PRIOR TO THE REPEAL OF THIS SECTION, THE DEPARTMENT, IN
24 CONSULTATION WITH THE NATURAL MEDICINE ADVISORY BOARD, CREATED
25 IN SECTION 12-170-106; THE DEPARTMENT OF REVENUE, CREATED IN
26 SECTION 24-1-117; AND THE DEPARTMENT OF REGULATORY AGENCIES,
27 CREATED IN SECTION 24-1-122, SHALL CONDUCT A REVIEW TO DETERMINE

1 WHETHER ONGOING APPROPRIATIONS ARE NECESSARY AND AVAILABLE TO
2 FULFILL THE PURPOSES OF THIS SECTION.

3 (c) AFTER CONDUCTING THE REVIEW PURSUANT TO SUBSECTION
4 (6)(b) OF THIS SECTION, THE DEPARTMENT SHALL INFORM THE GENERAL
5 ASSEMBLY OF THE DECISION MADE BY THE DEPARTMENT REGARDING THE
6 CONTINUATION OF AND FUNDING AVAILABLE FOR THE PURPOSES OF THIS
7 SECTION.

8 **SECTION 2.** In Colorado Revised Statutes, 12-170-108, **add** (5)
9 as follows:

10 **12-170-108. License required - unauthorized practice -**
11 **mandatory disclosure of information - data collection - rules.**

12 (5) (a) ON AND AFTER JULY 1, 2026, A FACILITATOR SHALL PROVIDE THE
13 DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT, CREATED IN SECTION
14 25-1-102, WITH DE-IDENTIFIED DATA AND INFORMATION RELATED TO THE
15 USE OF REGULATED NATURAL MEDICINE AND REGULATED NATURAL
16 MEDICINE PRODUCTS.

17 (b) THE DIRECTOR, IN CONJUNCTION WITH THE DEPARTMENT OF
18 PUBLIC HEALTH AND ENVIRONMENT, SHALL ADOPT RULES REGARDING THE
19 DATA AND INFORMATION PROVIDED BY FACILITATORS IN ACCORDANCE
20 WITH THIS SUBSECTION (5), WHICH DATA AND INFORMATION MUST
21 INCLUDE:

- 22 (I) HEALTH OUTCOME DATA;
- 23 (II) DEMOGRAPHIC INFORMATION;
- 24 (III) INDIVIDUAL-LEVEL DATA RELATING TO THE OUTCOME OF A
25 PARTICIPANT'S ADMINISTRATION SESSION;
- 26 (IV) INFORMATION ABOUT NATURAL MEDICINE SERVICES;
- 27 (V) INFORMATION PROVIDED BY A PARTICIPANT PRIOR TO AND

1 FOLLOWING THE PARTICIPANT'S ADMINISTRATION SESSION; AND

2 (VI) OTHER DATA AND INFORMATION AS DETERMINED BY THE
3 DIRECTOR.

4 (c) A FACILITATOR SHALL DE-IDENTIFY THE DATA AND
5 INFORMATION PROVIDED TO THE DEPARTMENT OF PUBLIC HEALTH AND
6 ENVIRONMENT, INCLUDING THE REMOVAL OR REDACTION OF ALL
7 PERSONAL IDENTIFYING INFORMATION OF AN INDIVIDUAL, INCLUDING THE
8 INDIVIDUAL'S NAME, ADDRESS, AND CONTACT INFORMATION.

9 (d) THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT, IN
10 CONSULTATION WITH THE DIRECTOR, SHALL DETERMINE THE FORM,
11 FORMAT, AND TIMING FOR REPORTING THE DATA AND INFORMATION
12 COLLECTED BY FACILITATORS IN ACCORDANCE WITH THIS SUBSECTION (5).

13 (e) THE REQUIREMENTS OF THIS SUBSECTION (5) ARE SUBJECT TO
14 THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT RECEIVING
15 SUFFICIENT FUNDING FOR THE PILOT DATA COLLECTION PROGRAM
16 ESTABLISHED IN SECTION 25-1.5-120.5 (3)(e). IF THERE IS NOT SUFFICIENT
17 FUNDING AVAILABLE TO FINANCE THE PILOT DATA COLLECTION PROGRAM,
18 A FACILITATOR IS NOT REQUIRED TO PROVIDE INFORMATION TO THE
19 DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT AND THE DIRECTOR
20 IS NOT REQUIRED TO ADOPT RULES IN ACCORDANCE WITH THIS SUBSECTION
21 (5).

22 **SECTION 3.** In Colorado Revised Statutes, 44-50-202, **amend**
23 (1)(g); and **repeal** (7) as follows:

24 **44-50-202. Powers and duties of state licensing authority -**
25 **report - rules.** (1) The state licensing authority shall:

26 (g) In coordination with the division of professions and
27 occupations within the department of regulatory agencies pursuant to

1 section 12-170-105 (1)(j) AND THE DEPARTMENT OF PUBLIC HEALTH AND
2 ENVIRONMENT PURSUANT TO SECTION 25-1.5-120.5, annually publish a
3 publicly available report concerning the implementation, OUTCOMES, and
4 administration of this article 50, ~~and~~ article 170 of title 12, AND SECTION
5 25-1.5-120.5. The report must use relevant data, as determined by the
6 state licensing authority, ~~and~~ the director, AND THE EXECUTIVE DIRECTOR
7 OF THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT, and must not
8 disclose the identity of any participant or include any information that
9 could disclose the identity of a participant.

10 ~~(7) The state licensing authority, in coordination with other~~
11 ~~relevant agencies, shall request available and relevant data concerning~~
12 ~~law enforcement incidences, adverse health events, impacts to health-care~~
13 ~~systems, consumer protection claims, and behavioral health impacts~~
14 ~~related to natural medicine, natural medicine product, and natural~~
15 ~~medicine businesses. The state licensing authority shall include the~~
16 ~~available and relevant data in the report required pursuant to subsection~~
17 ~~(1)(g) of this section.~~

18 **SECTION 4.** In Colorado Revised Statutes, 44-50-203, **amend**
19 (1) introductory portion, (1)(n), (2) introductory portion, (2)(d), (2)(q),
20 (2)(r), and (4); and **add** (1)(o) and (2)(s) as follows:

21 **44-50-203. State licensing authority - rules. (1) Mandatory**
22 **rule-making.** Rules ~~promulgated~~ ADOPTED pursuant to section 44-50-202
23 (1)(b) must include the following subjects:

24 (n) Standards for qualification as a licensee, including
25 environmental, social, and governance criteria directed to the findings and
26 declarations set forth in section 12-170-102; AND

27 (o) REQUIREMENTS FOR CLEAR AND EASILY UNDERSTANDABLE

1 REGULATED NATURAL MEDICINE LABELS AND REGULATED NATURAL
2 MEDICINE PRODUCT LABELS, WHICH LABELING REQUIREMENTS MUST
3 INCLUDE:

4 (I) A PROHIBITION ON LABELS THAT ARE ATTRACTIVE TO
5 INDIVIDUALS UNDER TWENTY-ONE YEARS OF AGE;

6 (II) A PROHIBITION ON THE USE OF COLORS, PICTURES, AND
7 CARTOON IMAGES ON THE LABEL;

8 (III) A PROHIBITION ON THE USE OF THE WORD "CANDY" OR
9 "CANDIES" ON THE LABEL; AND

10 (IV) A PROHIBITION ON A LABEL THAT IS LIKELY TO CAUSE
11 CONFUSION AS TO WHETHER THE REGULATED NATURAL MEDICINE OR
12 REGULATED NATURAL MEDICINE PRODUCT IS A TRADEMARKED FOOD
13 PRODUCT.

14 (2) **Permissive rule-making.** Rules ~~promulgated~~ ADOPTED
15 pursuant to section 44-50-202 (1)(b) may include, but need not be limited
16 to, the following subjects:

17 (d) Requirements and restrictions on different types of regulated
18 natural medicine or regulated natural medicine product, INCLUDING:

19 (I) REQUIRING LICENSED NATURAL MEDICINE PRODUCT
20 MANUFACTURERS TO SUBMIT A PRODUCT REGISTRATION FORM, WHICH
21 INCLUDES A FULL LIST OF INGREDIENTS USED IN THE MANUFACTURER'S
22 NATURAL MEDICINE PRODUCT;

23 (II) PROHIBITING A REGULATED NATURAL MEDICINE PRODUCT
24 THAT IS LIKELY TO CREATE CONFUSION FOR CONSUMERS AS TO WHETHER
25 THE PRODUCT IS A TRADEMARKED FOOD PRODUCT; AND

26 (III) PROHIBITING REGULATED NATURAL MEDICINE PRODUCTS
27 THAT ARE ATTRACTIVE TO INDIVIDUALS UNDER TWENTY-ONE YEARS OF

1 AGE;

2 (q) Prohibition of misrepresentation and unfair practices; ~~and~~

3 (r) Such other matters as are necessary for the fair, impartial,
4 stringent, and comprehensive administration of this article 50; AND

5 (s) REQUIREMENTS THAT HEALING CENTERS COLLECT DATA AND
6 INFORMATION RELATED TO REGULATED NATURAL MEDICINE SERVICES AND
7 PROVIDE THE DATA AND INFORMATION TO THE DEPARTMENT OF PUBLIC
8 HEALTH AND ENVIRONMENT IN ACCORDANCE WITH SECTION 44-50-401 (6),
9 WHICH DATA AND INFORMATION MUST INCLUDE:

10 (I) DEMOGRAPHIC INFORMATION OF INDIVIDUALS WHO USE
11 REGULATED NATURAL MEDICINE SERVICES;

12 (II) OUTCOME DATA RELATED TO AN INDIVIDUAL'S PARTICIPATION
13 IN REGULATED NATURAL MEDICINE SERVICES; AND

14 (III) OTHER INFORMATION AS DETERMINED BY THE STATE
15 LICENSING AUTHORITY IN CONSULTATION WITH THE DEPARTMENT OF
16 PUBLIC HEALTH AND ENVIRONMENT.

17 (4) (a) The state licensing authority may, by rule, establish
18 procedures for the INITIAL APPLICATION AND conditional issuance of an
19 employee license ~~identification card~~ AND AN OWNER LICENSE at the time
20 of application.

21 (b) (I) The state licensing authority shall base its issuance of an
22 employee license ~~identification card~~ OR AN OWNER LICENSE pursuant to
23 this subsection (4) on the results of an initial investigation that
24 demonstrates the applicant is qualified to hold a license. The employee
25 license application OR THE OWNER LICENSE APPLICATION for which an
26 employee license ~~identification card~~ OR AN OWNER LICENSE was issued
27 pursuant to this subsection (4) remains subject to denial pending the

1 complete results of the applicant's initial ~~fingerprint-based criminal~~
2 ~~history~~ NAME-BASED JUDICIAL record check.

3 (II) Results of a ~~fingerprint-based criminal history~~ NAME-BASED
4 JUDICIAL record check that demonstrate that an applicant possessing an
5 employee license ~~identification card~~ OR AN OWNER LICENSE pursuant to
6 this subsection (4) is not qualified to hold a license issued pursuant to this
7 article 50 are grounds for denial of the employee license application OR
8 THE OWNER LICENSE APPLICATION. If the employee license application OR
9 THE OWNER LICENSE APPLICATION is denied, the applicant shall return the
10 employee license ~~identification card~~ OR THE OWNER LICENSE to the state
11 licensing authority within a time period that the state licensing authority
12 establishes by rule.

13 ~~(III) The state licensing authority shall require the applicant to~~
14 ~~have the applicant's fingerprints taken by a local law enforcement agency~~
15 ~~or a third party approved by the Colorado bureau of investigation. If an~~
16 ~~approved third party takes the applicant's fingerprints, the fingerprints~~
17 ~~may be electronically captured using the Colorado bureau of~~
18 ~~investigation's approved livescan equipment. A third party shall not keep~~
19 ~~the applicant information for more than thirty days unless requested by~~
20 ~~the applicant. The state licensing authority shall send the applicant's~~
21 ~~fingerprints to the Colorado bureau of investigation for the purpose of~~
22 ~~fingerprint processing by utilizing the files and records of the Colorado~~
23 ~~bureau of investigation and the federal bureau of investigation.~~

24 **SECTION 5.** In Colorado Revised Statutes, 44-50-401, **amend**
25 (1); and **add** (6) as follows:

26 **44-50-401. Natural medicine healing center license - data**
27 **collection - rules.** (1) A natural medicine healing center license may be

1 ~~issued only to a person that employs or contracts~~ MUST BE OWNED BY,
2 EMPLOY, OR CONTRACT with a facilitator who provides natural medicine
3 services pursuant to the terms and conditions of article 170 of title 12.

4 (6) (a) IN ACCORDANCE WITH THE RULES ADOPTED BY THE STATE
5 LICENSING AUTHORITY PURSUANT TO SECTION 44-50-203 (2)(s), ON AND
6 AFTER JULY 1, 2026, A HEALING CENTER LICENSEE SHALL PROVIDE THE
7 DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT, CREATED IN SECTION
8 25-1-102, WITH DE-IDENTIFIED DATA AND INFORMATION RELATED TO THE
9 USE OF REGULATED NATURAL MEDICINE SERVICES IN ACCORDANCE WITH
10 SECTION 44-50-203 (2)(s).

11 (b) A HEALING CENTER LICENSEE SHALL DE-IDENTIFY THE DATA
12 AND INFORMATION PROVIDED TO THE DEPARTMENT OF PUBLIC HEALTH
13 AND ENVIRONMENT, INCLUDING THE REMOVAL OR REDACTION OF ALL
14 PERSONAL IDENTIFYING INFORMATION OF AN INDIVIDUAL, INCLUDING THE
15 INDIVIDUAL'S NAME, ADDRESS, AND CONTACT INFORMATION.

16 (c) THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT, IN
17 CONSULTATION WITH THE STATE LICENSING AUTHORITY, SHALL
18 DETERMINE THE FORM, FORMAT, AND TIMING FOR REPORTING THE DATA
19 AND INFORMATION COLLECTED BY HEALING CENTERS IN ACCORDANCE
20 WITH THIS SUBSECTION (6).

21 (d) THE REQUIREMENTS OF THIS SUBSECTION (6) ARE SUBJECT TO
22 THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT RECEIVING
23 SUFFICIENT FUNDING FOR THE PILOT DATA COLLECTION PROGRAM
24 ESTABLISHED IN SECTION 25-1.5-120.5 (3)(e). IF THERE IS NOT SUFFICIENT
25 FUNDING AVAILABLE TO FINANCE THE PILOT DATA COLLECTION PROGRAM,
26 A HEALING CENTER IS NOT REQUIRED TO PROVIDE INFORMATION TO THE
27 DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT AND THE STATE

1 LICENSING AUTHORITY IS NOT REQUIRED TO ADOPT RULES IN ACCORDANCE
2 WITH SECTION 44-50-203 (2)(s) TO FACILITATE THE PURPOSES OF THIS
3 SECTION.

4 **SECTION 6.** In Colorado Revised Statutes, 44-50-601, **amend**
5 (2) and (3)(c) as follows:

6 **44-50-601. Regulated natural medicine cash fund - created -**
7 **rules - fees.** (2) The ~~executive director~~ STATE LICENSING AUTHORITY by
8 rule or as otherwise provided by law may reduce the amount of one or
9 more of the fees if necessary pursuant to section 24-75-402 (3) to reduce
10 the uncommitted reserves of the fund to which all or any portion of one
11 or more of the fees is credited. After the uncommitted reserves of the
12 fund are sufficiently reduced, the ~~executive director~~ STATE LICENSING
13 AUTHORITY by rule or as otherwise provided by law may increase the
14 amount of one or more of the fees as provided in section 24-75-402 (4).

15 (3) (c) The state licensing authority may charge applicants
16 licensed pursuant to this article 50 a fee for the cost of each ~~fingerprint~~
17 ~~analysis~~ NAME-BASED JUDICIAL RECORD CHECK and background
18 investigation undertaken to qualify new officers, directors, OWNERS,
19 managers, or employees.

20 **SECTION 7.** In Colorado Revised Statutes, 16-17-102, **amend**
21 (2) as follows:

22 **16-17-102. Application - character certificate - pardons.**
23 (2) The governor may grant pardons to a class of defendants who were
24 convicted of the possession of up to two ounces of marijuana OR
25 POSSESSION OF NATURAL MEDICINE AS DEFINED IN SECTION 44-50-103
26 (13). The requirements of subsection (1) of this section do not apply to
27 defendants who were convicted of the possession of up to two ounces of

1 marijuana OR POSSESSION OF NATURAL MEDICINE AS DEFINED IN SECTION
2 44-50-103 (13), but the governor may make any inquiry as deemed
3 appropriate to seek any relevant information necessary from any person
4 or agency to reach an informed decision.

5 **SECTION 8. Safety clause.** The general assembly finds,
6 determines, and declares that this act is necessary for the immediate
7 preservation of the public peace, health, or safety or for appropriations for
8 the support and maintenance of the departments of the state and state
9 institutions.