

HOUSE COMMITTEE OF REFERENCE REPORT

Chair of Committee

March 4, 2026
Date

Committee on Health & Human Services.

After consideration on the merits, the Committee recommends the following:

HB26-1147 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend printed bill, strike everything below the enacting clause and
2 substitute:

3 **"SECTION 1. Legislative declaration.** (1) The general
4 assembly finds and declares that:

5 (a) Within the continuum of individual residential services and
6 supports settings, host homes are a specific type of supported living
7 arrangement in which an individual with intellectual and developmental
8 disabilities resides in the private residence of a host home provider whose
9 home is under contract with a service provider agency to deliver
10 individual residential services and supports;

11 (b) Host homes are a subset of individual residential services and
12 supports settings;

13 (c) Individual residential services and supports are home- and
14 community-based service benefits available under the home- and
15 community-based services waiver administered by the Colorado
16 department of health care policy and financing;

17 (d) Individual residential services and supports are designed to
18 ensure that individuals with intellectual and developmental disabilities
19 receive residential supports that promote individualized guidance,
20 habilitation, community inclusion, and health and safety in home settings;

21 (e) Individual residential services and supports include a variety
22 of residential arrangements, including service provider agency-owned or
23 leased homes and host homes, among other arrangements, to meet the
24 unique needs and preferences of participants;

25 (f) The diversity of individual residential services and supports
26 settings, including host homes and other residential options, reflects the
27 state's commitment to person-centered choice, integration in community

1 life, and compliance with the federal home- and community-based
2 services rules that prohibit institutionalization and support
3 community-based placement;

4 (g) While individual residential services and supports settings,
5 including host homes, currently operate under regulatory oversight, there
6 are identified needs for enhanced tracking, monitoring, and coordination
7 to ensure consistent compliance with health, safety, and quality standards
8 and to provide appropriate protections for participants across all settings;

9 (h) Further, the Colorado department of health care policy and
10 financing must allow for appropriate parties to access relevant
11 information in order to enable a more informed choice by participants or
12 potential participants and their families, advocates, and other interested
13 parties;

14 (i) The Colorado department of health care policy and financing
15 and the Colorado department of public health and environment must
16 coordinate to establish standardized requirements for the oversight of host
17 homes and other individual residential services and supports settings,
18 including inspection frequency, reporting mechanisms, data sharing, and
19 corrective action processes where appropriate; and

20 (j) This coordinated oversight framework is necessary to
21 strengthen accountability, ensure health and safety outcomes for home-
22 and community-based services waiver participants, support compliance
23 with state and federal home- and community-based services rules, and
24 promote transparency for individuals, families, providers, and
25 stakeholders.

26 **SECTION 2.** In Colorado Revised Statutes, **add 25.5-6-414** as
27 follows:

28 **25.5-6-414. Individual residential services and supports**
29 **settings for persons with intellectual and developmental disabilities**
30 **- statewide database - risk criteria - complaint process - rules -**
31 **definitions.**

32 (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
33 REQUIRES:

34 (a) "INDIVIDUAL RESIDENTIAL SERVICES AND SUPPORTS" MEANS
35 THE RESIDENTIAL SERVICES PROVIDED BY A SERVICE PROVIDER AGENCY TO
36 NO MORE THAN THREE INDIVIDUALS WITHIN ONE RESIDENCE.

37 (b) "INDIVIDUAL RESIDENTIAL SERVICES AND SUPPORTS SETTING"
38 MEANS A COMMUNITY LIVING RESIDENTIAL SETTING IN WHICH INDIVIDUAL
39 RESIDENTIAL SERVICES AND SUPPORTS ARE PROVIDED TO NO MORE THAN
40 THREE PERSONS WITH INTELLECTUAL AND DEVELOPMENTAL DISABILITIES
41 AND FOR WHICH A STATE LICENSE IS NOT REQUIRED.

42 (c) "SERVICE PROVIDER AGENCY" MEANS AN ORGANIZATION
43 APPROVED BY THE STATE DEPARTMENT TO PROVIDE OVERSIGHT AND

1 SUPPORT TO AN INDIVIDUAL RESIDENTIAL SERVICES AND SUPPORTS
2 SETTING TO ENSURE THAT THE CAREGIVERS MEET STATE STANDARDS FOR
3 HEALTH, SAFETY, AND QUALITY OF CARE.

4 (2) (a) THE STATE DEPARTMENT SHALL ESTABLISH A STATEWIDE
5 DATABASE TO ENHANCE THE TRANSPARENCY OF COLORADO'S INDIVIDUAL
6 RESIDENTIAL SERVICES AND SUPPORTS NETWORK. THE PURPOSE OF THE
7 STATEWIDE DATABASE IS TO PROVIDE ACCURATE INFORMATION ABOUT
8 CERTAIN INDIVIDUAL RESIDENTIAL SERVICES AND SUPPORTS SETTINGS AND
9 THEIR ASSOCIATED SERVICE PROVIDER AGENCIES.

10 (b) THE DATABASE IS FOR USE BY THE STATE DEPARTMENT, THE
11 DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT, AND SERVICE
12 PROVIDER AGENCIES.

13 (c) THE DATABASE MUST INCLUDE INFORMATION ON INDIVIDUAL
14 RESIDENTIAL SERVICES AND SUPPORTS SETTINGS. THE STATE DEPARTMENT
15 SHALL DETERMINE WHAT INFORMATION MUST BE COLLECTED ON EACH
16 INDIVIDUAL RESIDENTIAL SERVICES AND SUPPORTS SETTING TYPE FOR
17 INCLUSION IN THE DATABASE. AT A MINIMUM, EACH SERVICE PROVIDER
18 AGENCY MUST SUBMIT THE FOLLOWING INFORMATION FOR EACH COVERED
19 INDIVIDUAL RESIDENTIAL SERVICES AND SUPPORTS SETTING THAT THE
20 SERVICE PROVIDER AGENCY OVERSEES:

21 (I) THE NAME AND CONTACT INFORMATION OF THE INDIVIDUAL
22 RESIDENTIAL SERVICES AND SUPPORTS SETTING, IF APPLICABLE;

23 (II) THE ADDRESS AND LOCATION OF THE INDIVIDUAL RESIDENTIAL
24 SERVICES AND SUPPORTS SETTING;

25 (III) THE NAME OF EACH SERVICE PROVIDER AGENCY THAT THE
26 INDIVIDUAL RESIDENTIAL SERVICES AND SUPPORTS SETTING IS CURRENTLY
27 ASSOCIATED WITH AND THE SERVICE PROVIDER AGENCY'S CONTACT
28 INFORMATION; AND

29 (IV) WHEN APPLICABLE, THE NAME OF EACH SERVICE PROVIDER
30 AGENCY THAT THE INDIVIDUAL RESIDENTIAL SERVICES AND SUPPORTS
31 SETTING CONTRACTED WITH IN THE PREVIOUS FIVE YEARS AND EACH
32 SERVICE PROVIDER AGENCY'S CONTACT INFORMATION.

33 (d) BEGINNING JULY 1, 2026, AND QUARTERLY THEREAFTER, A
34 SERVICE PROVIDER AGENCY SHALL SUBMIT THE INFORMATION DETAILED
35 IN SUBSECTION (2)(c) OF THIS SECTION TO THE STATE DEPARTMENT.

36 (e) BEGINNING AUGUST 1, 2026, AND QUARTERLY THEREAFTER,
37 THE STATE DEPARTMENT SHALL UPDATE THE DATABASE TO ACCURATELY
38 REFLECT THE INFORMATION SUBMITTED BY A SERVICE PROVIDER AGENCY,
39 AS REQUIRED BY SUBSECTION (2)(d) OF THIS SECTION. THE STATE
40 DEPARTMENT SHALL UPDATE THE DATABASE WITHIN ONE MONTH AFTER
41 RECEIVING THE INFORMATION DETAILED IN SUBSECTION (2)(c) OF THIS
42 SECTION.

43 (f) THE STATE DEPARTMENT SHALL DETERMINE THE

1 CIRCUMSTANCES IN WHICH INFORMATION FROM THE DATABASE MAY BE
2 SHARED WITH MEMBERS OF THE PUBLIC, CONSISTENT WITH ALL
3 APPLICABLE STATE AND FEDERAL PRIVACY AND CONFIDENTIALITY LAWS.

4 (g) INFORMATION FROM THE DATABASE MAY BE PROVIDED TO
5 APPROPRIATE AND AUTHORIZED PARTIES BY THE SERVICE PROVIDER
6 AGENCY WHEN CONSIDERING POTENTIAL PLACEMENT.

7 (5) THE STATE DEPARTMENT MAY ADOPT RULES, AS NECESSARY,
8 TO CARRY OUT THE REQUIREMENTS OF THIS SECTION.

9 (6) NOTHING IN THIS SECTION SHALL BE CONSTRUED TO REDUCE,
10 LIMIT, OR OTHERWISE DIMINISH THE RIGHTS OF INDIVIDUALS RECEIVING
11 INTELLECTUAL AND DEVELOPMENTAL DISABILITY SERVICES, INCLUDING
12 THE RIGHT TO INFORMED CHOICE OF SETTING CONSISTENT WITH FEDERAL
13 HOME- AND COMMUNITY-BASED SERVICES REQUIREMENTS.

14 **SECTION 3.** In Colorado Revised Statutes, 25.5-10-202, **amend**
15 (22); and **add** (21.5) as follows:

16 **25.5-10-202. Definitions.**

17 As used in this article 10, unless the context otherwise requires:

18 (21.5) "INDIVIDUAL RESIDENTIAL SERVICES AND SUPPORTS" HAS
19 THE MEANING SET FORTH IN SECTION 25.5-6-414.

20 (22) ~~"Independent residential support services" means a~~
21 ~~community living situation, defined by rule of the state board, in which~~
22 ~~services and supports are provided to no more than three persons with~~
23 ~~intellectual and developmental disabilities and for which a state license~~
24 ~~is not required.~~ "INDIVIDUAL RESIDENTIAL SERVICES AND SUPPORTS
25 SETTING" HAS THE MEANING SET FORTH IN SECTION 25.5-6-414.

26 **SECTION 4.** In Colorado Revised Statutes, 25.5-10-214, **amend**
27 (1) as follows:

28 **25.5-10-214. Community residential home - licenses - rules.**

29 (1) The department of public health and environment and the state
30 department shall implement a system of joint licensure and certification
31 of community residential homes. ~~Independent residential support services~~
32 INDIVIDUAL RESIDENTIAL SERVICES AND SUPPORTS provided by the state
33 department do not require licensure by the department of public health
34 and environment. AN INDIVIDUAL RESIDENTIAL SERVICES AND SUPPORTS
35 SETTING MUST BE TREATED AS RESIDENTIAL PROPERTY IN THE
36 APPLICATION OF LOCAL REGULATIONS, INCLUDING ZONING, LAND USE
37 DEVELOPMENT, FIRE AND LIFE SAFETY, SANITATION, AND BUILDING CODES.
38 LOCAL GOVERNING AUTHORITIES SHALL NOT IMPOSE ADDITIONAL
39 REGULATIONS ON AN INDIVIDUAL RESIDENTIAL SERVICES AND SUPPORTS
40 SETTING THAT DO NOT APPLY TO OTHER RESIDENTIAL PROPERTIES.

41 **SECTION 5. Safety clause.** The general assembly finds,
42 determines, and declares that this act is necessary for the immediate
43 preservation of the public peace, health, or safety or for appropriations for

- 1 the support and maintenance of the departments of the state and state
- 2 institutions."

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