

CHAPTER 233

PROFESSIONS AND OCCUPATIONS

HOUSE BILL 26-1307

BY REPRESENTATIVE(S) Gilchrist and Bradley, Brooks, Brown, Carter, Clifford, DeGraaf, English, Keltie, Richardson, Ricks, Soper;
also SENATOR(S) Mullica and Rich, Ball, Bright, Catlin, Exum, Frizell, Kipp, Kirkmeyer, Liston, Marchman, Roberts, Snyder, Coleman.

AN ACT

CONCERNING THE CONTINUATION OF THE COLORADO MEDICAL BOARD, AND, IN CONNECTION THEREWITH, IMPLEMENTING RECOMMENDATIONS OF THE DEPARTMENT OF REGULATORY AGENCIES IN THE DEPARTMENT'S 2025 SUNSET REPORT.

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

SECTION 1. In Colorado Revised Statutes, 12-240-105, **amend** (5) as follows:

12-240-105. Colorado medical board - immunity - subject to review - repeal of article.

(5) This article 240 is repealed, effective September 1, ~~2026~~ 2035. Before the repeal, this article 240, including an analysis of physician responsibilities related to recommendations for medical marijuana and the provisions of section 25-1.5-106, ~~are~~ IS scheduled for review in accordance with section 24-34-104.

SECTION 2. In Colorado Revised Statutes, 12-240-107, add (3)(z) as follows:

12-240-107. Practice of medicine defined - exemptions from licensing requirements - unauthorized practice by physician assistants and anesthesiologist assistants - penalties - definitions - rules.

(3) A person may engage in, and shall not be required to obtain a license or a physician training license under this article 240 with respect to, any of the following acts:

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

(z) THE FACILITATION OF NATURAL MEDICINE SERVICES WITHIN THE SCOPE OF THE NATURAL MEDICINE FACILITATOR LICENSE BY AN INDIVIDUAL WHO IS LICENSED PURSUANT TO ARTICLE 170 OF THIS TITLE 12 TO PERFORM AND SUPERVISE NATURAL MEDICINE SERVICES.

SECTION 3. In Colorado Revised Statutes, 12-240-111, **amend** (2) and (3) as follows:

12-240-111. Distinguished foreign teaching physician license - qualifications - rules.

(2) An applicant who meets the qualifications and conditions set forth in subsection (1) of this section but is not offered the rank of associate professor or higher may be granted a temporary license ~~for one year only~~, to practice medicine in this state as a member of the academic faculty at the discretion of the board and in the manner determined by the board. If the applicant is granted a temporary license, ~~he or she~~ **THEY** shall practice only under the direct supervision of ~~a person~~ **A MEMBER OF THE ACADEMIC FACULTY** who has the rank of associate professor or higher.

(3) A distinguished foreign teaching physician license is effective and in force only while the holder is serving on the academic staff of a medical school. ~~The A license expires one year after the date of issuance and may be renewed annually~~ ISSUED PURSUANT TO SUBSECTION (1) OR (2) OF THIS SECTION IS SUBJECT TO THE RENEWAL PROVISIONS SPECIFIED IN SECTION 12-20-202 (1) AND MAY BE RENEWED only after the board has specifically determined that the conditions specified in subsection (1) or (2) of this section will continue during the ensuing period of licensure. The board may require an applicant for licensure under this section to ~~present himself or herself~~ **THEMSELF** to the board for an interview. The board may withdraw licensure granted under this section prior to the expiration of the license IF THE LICENSE HOLDER IS NO LONGER SERVING ON THE ACADEMIC STAFF OF A MEDICAL SCHOOL OR for unprofessional conduct as defined in section 12-240-121.

SECTION 4. In Colorado Revised Statutes, 12-240-116, **add** (1)(d) as follows:

12-240-116. Licensing panel.

(1) (d) THE PRESIDENT MAY SERVE AS A FULL MEMBER OF THE LICENSING PANEL AT LICENSING PANEL MEETINGS.

SECTION 5. In Colorado Revised Statutes, **add** 12-240-119.5 as follows:

12-240-119.5. Administrative license - qualifications - exemption from continuing medical education requirements - board rules.

(1) NOTWITHSTANDING ANY PROVISION OF THIS ARTICLE 240, ON AND AFTER JANUARY 1, 2027, THE BOARD MAY ISSUE TO A PHYSICIAN AN ADMINISTRATIVE LICENSE THAT LIMITS THE PHYSICIAN'S MEDICAL PRACTICE TO ONLY ADMINISTRATIVE ACTIVITIES, AS DESCRIBED IN SUBSECTION (2) OF THIS SECTION, IF THE PHYSICIAN:

(a) HOLDS OR HELD AN UNRESTRICTED LICENSE TO PRACTICE MEDICINE IN THIS STATE OR MEETS ANY OTHER LICENSING REQUIREMENTS AS DETERMINED BY THE BOARD BY RULE;

(b) PAYS THE FEE ESTABLISHED PURSUANT TO SECTION 12-20-105; AND

(c) SATISFIES ANY OTHER REQUIREMENTS ESTABLISHED BY THE BOARD BY RULE OR STIPULATION.

(2) SUBJECT TO THE PROHIBITIONS SPECIFIED IN SUBSECTION (3) OF THIS SECTION, A PHYSICIAN HOLDING AN ADMINISTRATIVE LICENSE MAY:

(a) ENGAGE IN EVIDENCE-BASED PROTOCOL DESIGN;

(b) PARTICIPATE IN ACTIVITIES RELATED TO QUALITY MANAGEMENT;

(c) DEVELOP PATIENT SAFETY PROTOCOLS;

(d) DESIGN OR ANALYZE RESEARCH;

(e) ENGAGE IN TEACHING OR INSTRUCTION OF A MEDICAL STUDENT, RESIDENT, OR FELLOW THAT DOES NOT INVOLVE DIRECT PATIENT CARE, INCLUDING TEACHING OR INSTRUCTION ACTIVITIES SUCH AS CURRICULUM MANAGEMENT; MENTORSHIP; PARTICIPATION IN TEAM-BASED DISCUSSIONS; EVALUATION OF DIAGNOSTIC DECISION-MAKING, CLINICAL REASONING, OR PATIENT PRIORITIZATION; OR PROVIDING FEEDBACK; OR

(f) ENGAGE IN ANY OTHER ACTIVITY APPROVED BY THE BOARD BY RULE OR STIPULATION.

(3) A PHYSICIAN PRACTICING UNDER AN ADMINISTRATIVE LICENSE IS PROHIBITED FROM ENGAGING IN NONADMINISTRATIVE ASPECTS OF MEDICAL PRACTICE, INCLUDING:

(a) PATIENT CONTACT, INCLUDING THE ASSESSMENT OF A PATIENT'S MEDICAL HISTORY OR CURRENT MEDICAL CONDITION OR THE PHYSICAL EXAMINATION OF A PATIENT;

(b) DEVELOPING PATIENT TREATMENT PLANS OR TREATING A PATIENT;

(c) ORDERING TESTS;

(d) PRESCRIBING; AND

(e) ENGAGING IN ANY OTHER NONADMINISTRATIVE ACTIVITIES, UNLESS SPECIFICALLY APPROVED BY THE BOARD BY RULE OR STIPULATION.

(4) AN ADMINISTRATIVE LICENSE ISSUED PURSUANT TO THIS SECTION IS SUBJECT TO THE RENEWAL, REINSTATEMENT, AND REACTIVATION REQUIREMENTS SET FORTH IN SECTION 12-240-130.

(5) A HOLDER OF AN ADMINISTRATIVE LICENSE IS NOT REQUIRED TO COMPLY WITH CONTINUING MEDICAL EDUCATION REQUIREMENTS SET FORTH IN SECTION 12-240-130.5.

(6) A HOLDER OF AN ADMINISTRATIVE LICENSE SHALL HAVE MEDICAL LIABILITY INSURANCE COVERAGE IN THE AMOUNTS REQUIRED PURSUANT TO SECTION 13-64-302 FOR SERVICES RENDERED IN THIS STATE.

(7) THE BOARD SHALL ADOPT ANY RULES NECESSARY TO ADMINISTER THE ADMINISTRATIVE LICENSE AND TO REGULATE ADMINISTRATIVE MEDICAL PRACTICE UNDER THE LICENSE.

SECTION 6. In Colorado Revised Statutes, 24-34-104, **repeal** (27)(a)(XIV); and **add** (36)(a)(VIII) as follows:

24-34-104. General assembly review of regulatory agencies and functions for repeal, continuation, or reestablishment - legislative declaration - repeal.

(27) (a) The following agencies, functions, or both, are scheduled for repeal on September 1, 2026:

(XIV) ~~The Colorado medical board created in article 240 of title 12;~~

(36) (a) The following agencies, functions, or both, are scheduled for repeal on September 1, 2035:

(VIII) THE COLORADO MEDICAL BOARD CREATED IN ARTICLE 240 OF TITLE 12.

SECTION 7. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 12, 2026, if adjournment sine die is on May 13, 2026); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2026 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: May 29, 2026