

HOUSE COMMITTEE OF REFERENCE REPORT

\_\_\_\_\_  
Chairman of Committee

April 26, 2016  
Date

Committee on Public Health Care & Human Services.

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

HB16-1358 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 2, strike lines 2 through 22 and substitute:  
2 "SECTION 1. In Colorado Revised Statutes, 27-81-104, **add** (2)  
3 as follows:  
4 **27-81-104. Duties of the unit - review - patient privacy -**  
5 **repeal.** (2) IN ADDITION TO THE DUTIES DESCRIBED IN SUBSECTION (1) OF  
6 THIS SECTION, THE UNIT HAS THE FOLLOWING DUTIES RELATING TO THE  
7 PROTECTION OF PATIENTS' PERSONAL IDENTIFYING INFORMATION:  
8 (a) (I) ON OR BEFORE DECEMBER 1, 2016, THE UNIT SHALL  
9 COMPLETE A REVIEW OF ITS POLICIES AND PROCEDURES, OTHER STATES'  
10 POLICIES AND PROCEDURES, AND FEDERAL REQUIREMENTS RELATING TO  
11 THE COLLECTION AND PROTECTION OF DATA CONTAINING PATIENTS'  
12 PERSONAL IDENTIFYING INFORMATION. THE UNIT SHALL USE THE REVIEW  
13 TO IDENTIFY ANY CHANGES THAT ARE NECESSARY OR THAT WOULD  
14 IMPROVE THE UNIT'S OWN POLICIES AND PROCEDURES, AND THE UNIT  
15 SHALL IMPLEMENT SUCH CHANGES AS SOON AS PRACTICABLE UPON THE  
16 COMPLETION OF THE REVIEW.  
17 (II) THIS PARAGRAPH (a) IS REPEALED, EFFECTIVE DECEMBER 1,  
18 2018.  
19 (b) ON AND AFTER DECEMBER 1, 2016, EXCEPT AS REQUIRED BY  
20 SECTION 27-80-210, OR FOR THE PURPOSE OF MONITORING THE PROBATION  
21 OF A PERSON CONVICTED OF A DUI OFFENSE UNDER SECTION 42-2-126 OR  
22 42-4-1301, C.R.S., OR AS MAY BE REQUIRED BY FEDERAL LAW OR ANY  
23 STATE OR FEDERAL PUBLIC-FUNDED SERVICES, THE UNIT SHALL NOT

1 COLLECT ANY PERSONAL IDENTIFYING INFORMATION FROM A PATIENT  
2 WHOSE CARE IS PAID FOR ENTIRELY BY PERSONAL FUNDS OR BY A PRIVATE  
3 HEALTH INSURER.

4 (c) IN ITS ANNUAL PRESENTATION TO THE JOINT COMMITTEE OF  
5 REFERENCE ASSIGNED TO THE DEPARTMENT PURSUANT TO SECTION  
6 2-7-203, C.R.S., THE DEPARTMENT SHALL INCLUDE, IN ADDITION TO THE  
7 INFORMATION DESCRIBED IN SECTION 2-7-203 (2) (a), C.R.S.,  
8 INFORMATION INDICATING HOW THE UNIT HAS COMPLIED WITH THE  
9 PROVISIONS OF THIS SUBSECTION (2)."

10 Page 3, strike lines 1 through 25.

11 Renumber succeeding section accordingly.

\*\* \*\* \*\* \*\* \*\*