A BILL FOR AN ACT

CONCERNING MEASURES TO PREVENT SUBSTANCE ABUSE, AND, IN CONNECTION THEREWITH, REQUIRING CERTAIN PRESCRIBERS TO COMPLETE SUBSTANCE USE DISORDER TRAINING; PROHIBITING PHYSICIANS AND PHYSICIAN ASSISTANTS FROM ACCEPTING BENEFITS FOR PRESCRIBING SPECIFIC MEDICATIONS; REQUIRING OPIOID PRESCRIPTIONS TO BEAR WARNING LABELS; ALLOWING MEDICAL EXAMINERS ACCESS TO THE PRESCRIPTION DRUG MONITORING PROGRAM; PROVIDING FUNDING TO ADDRESS OPIOID AND SUBSTANCE USE DISORDERS THROUGH PUBLIC HEALTH INTERVENTIONS IN LOCAL COMMUNITIES; REQUIRING STATE DEPARTMENTS TO REPORT RECEIPT AND ELIGIBILITY FOR FEDERAL FUNDS FOR HIV AND HEPATITIS TESTING; REQUIRING THE OFFICE OF BEHAVIORAL HEALTH IN THE DEPARTMENT OF

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

- Requires certain health care providers who have prescriptive authority to complete substance use disorder training as part of continuing education required to renew the provider's license. Specifically, the requirement applies to podiatrists (section 1 of the bill), dentists (section 2), advanced practice nurses (section 3), optometrists (section 4), and veterinarians (section 5).
- Prohibits a physician or physician assistant from accepting any direct or indirect benefits for prescribing a specific medication (section 6);
- Requires a prescription for an opioid for outpatient use to bear a warning label (section 7);
- Allows medical examiners access to the prescription drug monitoring program under specified circumstances (section 8);
- For the 2019-20 fiscal year, appropriates $5 million from the general fund to the department of public health and environment for the purpose of working at state and local levels to address opioid and other substance use disorder priorities (section 9);
Requires specified state departments to report to the health committees of the general assembly by December 31, 2019, the amount of federal funds that each is receiving or is eligible to receive for use in testing for hepatitis and HIV and the number of individuals currently and anticipated to be tested. The departments are also required to share eligibility standards for treatment with primary care providers (section 10).

Creates 2 grant programs in the office of behavioral health in the department of human services to address opioid and other substance use disorder prevention and recovery. The grant programs focus on at-risk youth and their families affected by substance use disorders and who have not been successful in seeking aid through existing resources. The general assembly is required to appropriate $3 million to the youth opioid and substance use prevention fund from the marijuana tax cash fund and $3 million to the local substance use disorder prevention and recovery pilot program fund from the general fund to administer the programs (section 11).

Requires the center for research into substance use disorder prevention, treatment, and recovery support strategies (center) to develop and implement a program to increase public awareness about the safe use, storage, and disposal of opioids, and about the availability of antagonist drugs. The general assembly is required to annually appropriate $750,000 to the center from the marijuana tax cash fund to implement the program (section 12).

Requires the center to hire additional staff to assist local communities in applying for grants, and requires the general assembly to appropriate general funds for the 2019-20 fiscal year to enable the center to hire staff for this purpose (section 12);

Requires the center to conduct a statewide maternal and perinatal population-based needs assessment to gather information regarding substance use disorders among mothers and pregnant women and other mental health issues. For the 2019-20 and 2020-21 fiscal years, the general assembly is directed to appropriate $100,000 per year from the general fund for allocation to the center to conduct the needs assessment (section 14).

Requires the center to establish a pilot program to test the implementation of screening, brief intervention, and referral to treatment (SBIRT) for women's health and prenatal and postpartum care in 5 counties. The general
assembly is directed to appropriate $228,000 from the marijuana tax cash fund to implement SBIRT in the 2019-20 fiscal year (section 14).

Requires the college of nursing to implement and provide a training and technical assistance program for health care and mental health care providers in specified counties regarding SBIRT online training and tools to teach women of the risks of alcohol and substance use during pregnancy. For the 2019-20 and 2020-21 fiscal years, the general assembly is directed to appropriate $172,000 per year from the marijuana tax cash fund to implement the program (section 14).

Requires the office of behavioral health in the department of human services to administer a pilot program to integrate substance use disorder and medication-assisted treatment with obstetric and gynecological health care and requires the general assembly to appropriate money from the general fund in the 2019-20, 2020-21, and 2021-22 fiscal years to fund the pilot program (section 15).

Sections 16 through 23 make conforming amendments to harmonize the bill with the title 12 recodification bill, House Bill 19-1172.

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

SECTION 1. In Colorado Revised Statutes, 12-32-111, amend (1)(a) as follows:

12-32-111. Renewal of license. (1) (a) The Colorado podiatry board shall set reasonable continuing education requirements for renewal of a license, but in no event shall the board require more than fourteen hours' credit of continuing education per year. As a condition of renewing a license on or after July 1, 2019, the continuing education requirements must include training regarding substance use disorders; the use of federal food and drug administration-approved medications, in combination with counseling and behavioral therapies, to provide a whole-patient approach to the treatment of substance use disorders; and the
USE OF THE ELECTRONIC PRESCRIPTION DRUG MONITORING PROGRAM CREATED IN PART 4 OF ARTICLE 42.5 OF THIS TITLE 12. A podiatrist desiring to renew his or her license to practice podiatry shall submit to the Colorado podiatry board the information the board believes necessary to show that he or she has fulfilled the board's continuing education requirements and a fee to be determined and collected pursuant to section 24-34-105. C.R.S.:  

SECTION 2. In Colorado Revised Statutes, 12-35-139, amend (2) as follows:  

12-35-139. Continuing education requirements - rules. (2) The board may adopt rules establishing the basic requirements for continuing education, including the types of programs that qualify, exemptions for persons holding an inactive or retired license, requirements for courses designed to enhance clinical skills for certain licenses, and the manner by which dentists and dental hygienists are to report compliance with the continuing education requirements. As a condition of renewing, reactivating, or reinstating a license on or after July 1, 2019, the continuing education must include training regarding substance use disorders; the use of federal food and drug administration-approved medications, in combination with counseling and behavioral therapies, to provide a whole-patient approach to the treatment of substance use disorders; and the use of the electronic prescription drug monitoring program created in part 4 of article 42.5 of this title 12.  

SECTION 3. In Colorado Revised Statutes, amend 12-38-127 as follows:  

12-38-127. Continuing education - rules. (1) In addition to any
other authority conferred upon the board by this article ARTICLE 38, the board is authorized to require no more than twenty hours of continuing education every two years as a condition of renewal of licenses and to establish procedures and standards for such the educational requirements. The board shall, to assure that the continuing education requirements imposed do not have the effect of restraining competition among providers of such education, recognize a variety of alternative means of compliance with such the requirements.

(2) AS A CONDITION OF RENEWING A LICENSE ON OR AFTER JULY 1, 2019, FOR ADVANCED PRACTICE NURSES WHO HAVE PRESCRIPTIVE AUTHORITY PURSUANT TO SECTION 12-38-111.6, THE CONTINUING EDUCATION REQUIREMENT MUST INCLUDE TRAINING REGARDING SUBSTANCE USE DISORDERS; THE USE OF FEDERAL FOOD AND DRUG ADMINISTRATION-APPROVED MEDICATIONS, IN COMBINATION WITH COUNSELING AND BEHAVIORAL THERAPIES, TO PROVIDE A WHOLE-PATIENT APPROACH TO THE TREATMENT OF SUBSTANCE USE DISORDERS; AND THE USE OF THE ELECTRONIC PRESCRIPTION DRUG MONITORING PROGRAM CREATED IN PART 4 OF ARTICLE 42.5 OF THIS TITLE 12.

(3) The board shall adopt rules and regulations that are necessary to carry out the provisions of this section, such which rules and regulations to MUST be promulgated in accordance with the provisions of article 4 of title 24. C.R.S.

SECTION 4. In Colorado Revised Statutes, 12-40-113, amend (1)(f) as follows:

12-40-113. License renewal - requirements - fee - failure to pay. (1) (f) (I) Effective April 1, 1993; In addition to all other requirements of this section for license renewal, the board shall require
that each optometrist seeking to renew a license shall have completed twenty-four hours of board-approved continuing education. Any optometrist desiring to renew a license to practice optometry in this state shall submit to the board the information the board believes is necessary to show that the optometrist has fulfilled the continuing education requirements of this paragraph—(f) subsection (1)(f). Implementation of this paragraph (f) shall subsection (1)(f) must occur within existing appropriations.

(II) As a condition of renewing a license on or after July 1, 2019, the board-approved continuing education must include training regarding substance use disorders; the use of federal food and drug administration-approved medications, in combination with counseling and behavioral therapies, to provide a whole-patient approach to the treatment of substance use disorders; and the use of the electronic prescription drug monitoring program created in part 4 of article 42.5 of this title.

SECTION 5. In Colorado Revised Statutes, 12-64-110, amend (4)(a) as follows:

12-64-110. License renewal. (4) (a) (I) In order to obtain license renewal, each licensee, except as otherwise provided, must complete a board-approved veterinary continuing education program of at least thirty-two hours biennially. As a condition of renewing a license on or after July 1, 2019, the board-approved continuing education program must include training regarding substance use disorders and the use of the electronic prescription drug monitoring program created in part 4 of article 42.5 of this title.
(II) The courses may be taken at any time during the period since the license was last renewed and before the license is due to be renewed. The licensee shall provide satisfactory proof of the completion of all delinquent continuing education requirements. For good cause, the board may prescribe the type and character of continuing education courses to be taken by any doctor of veterinary medicine VETERINARIAN in order to comply with the requirements of this article ARTICLE 64.

SECTION 6. In Colorado Revised Statutes, add 12-36-117.8 as follows:

12-36-117.8. Prescription medications - financial benefit for prescribing prohibited. A PHYSICIAN OR PHYSICIAN ASSISTANT SHALL NOT ACCEPT ANY DIRECT OR INDIRECT BENEFIT FROM A PHARMACEUTICAL MANUFACTURER OR PHARMACEUTICAL REPRESENTATIVE FOR PRESCRIBING A SPECIFIC MEDICATION TO A PATIENT. FOR THE PURPOSES OF THIS SECTION, A DIRECT OR INDIRECT BENEFIT DOES NOT INCLUDE A BENEFIT OFFERED TO A PHYSICIAN OR PHYSICIAN ASSISTANT REGARDLESS OF WHETHER THE SPECIFIC MEDICATION IS BEING PRESCRIBED.

SECTION 7. In Colorado Revised Statutes, 12-42.5-121, add (1)(c) as follows:

12-42.5-121. Labeling. (1) A prescription drug dispensed pursuant to an order must be labeled as follows:

(c) IF THE PRESCRIPTION DRUG IS DISPENSED TO A PATIENT FOR OUTPATIENT USE AND CONTAINS AN OPIOID, THE LABEL OR CONTAINER MUST BEAR A NOTIFICATION THAT STATES: "CAUTION: OPIOID. RISK OF OVERDOSE AND ADDICTION."

SECTION 8. In Colorado Revised Statutes, 12-42.5-404, add
12-42.5-404. Program operation - access - rules - definitions - repeal. (3) The program is available for query only to the following persons or groups of persons:

(j) A MEDICAL EXAMINER WHO IS A PHYSICIAN LICENSED PURSUANT TO ARTICLE 36 OF THIS TITLE 12 WHOSE LICENSE IS IN GOOD STANDING, AND WHO IS LOCATED AND EMPLOYED IN THE STATE OF COLORADO, OR A CORONER ELECTED PURSUANT TO SECTION 30-10-601, IF:

(I) THE INFORMATION RELEASED IS SPECIFIC TO AN INDIVIDUAL WHO IS THE SUBJECT OF AN AUTOPSY CONDUCTED BY THE MEDICAL EXAMINER OR CORONER;

(II) THE MEDICAL EXAMINER OR THE CORONER HAS LEGITIMATE ACCESS TO THE INDIVIDUAL’S MEDICAL RECORD; AND

(III) THE INDIVIDUAL’S DEATH OR INJURY OCCURRED UNDER UNUSUAL, SUSPICIOUS, OR UNNATURAL CIRCUMSTANCES.

SECTION 9. In Colorado Revised Statutes, 23-18-308, amend (1)(b) and (1)(c); and add (1)(d) as follows:

23-18-308. Fee-for-service contracts - limited purpose.

(1) Subject to available appropriations, the department shall enter into fee-for-service contracts for the following purposes:

(b) The inclusive higher education pilot program pursuant to section 23-75-104; and

(c) Cybersecurity and distributed ledger technologies, such as blockchains, as set forth in sections 24-33.5-1904 and 24-33.5-1905; AND

(d) A PROGRAM TO INCREASE PUBLIC AWARENESS CONCERNING OPIOID USE THAT IS DEVELOPED AND IMPLEMENTED BY THE CENTER FOR
RESEARCH INTO SUBSTANCE USE DISORDER PREVENTION, TREATMENT, AND RECOVERY SUPPORT STRATEGIES PURSUANT TO SECTION 27-80-118.

SECTION 10. In Colorado Revised Statutes, add 25-1-521 as follows:

25-1-521. State department - local public health agencies - address substance use disorders - appropriation - repeal. (1) For the 2019-20 fiscal year, the General Assembly shall appropriate two million dollars to the State Department to address opioid and substance use disorders through public health interventions and to work with community partners, including county and district public health agencies, to address opioid and other substance use priorities throughout the state. The state department may use the money for data collection, analysis, and dissemination activities related to opioid and other substance use disorders at the state and local levels, including community health assessments and improvement planning. The state department may use up to five hundred thousand dollars of the money for administrative costs and other activities related to the purposes of this section.

(2) This section is repealed, effective July 1, 2020.

SECTION 11. In Colorado Revised Statutes, add 26-1-141 as follows:

26-1-141. Departments - report required - hepatitis and HIV tests - definitions. (1) On or before December 31, 2019, the executive directors of the Department of Human Services, the Department of Health Care Policy and Financing, and the Department of Corrections shall submit a report to the public
HEALTH CARE AND HUMAN SERVICES COMMITTEE AND THE HEALTH AND
INSURANCE COMMITTEE OF THE HOUSE OF REPRESENTATIVES AND THE
HEALTH AND HUMAN SERVICES COMMITTEE OF THE SENATE CONCERNING:

(a) The amount of federal funds that each department is
eligible to receive or is currently receiving that may be used for
testing for hepatitis B, hepatitis C, or HIV;

(b) The number of individuals currently being tested for
each disease listed in subsection (1)(a) of this section; and

(c) Whether each department is planning to increase the
number of people being tested for each disease listed in
subsection (1)(a) of this section.

(2) The departments specified in subsection (1) of this
section shall prepare materials describing the eligibility
standards currently in use for treatment of hepatitis B,
hepatitis C, and HIV and distribute materials to primary care
providers in the state. The departments may distribute the
materials by providing the materials to the relevant
professional association for the providers, at professional
association meetings and conferences, or by other appropriate
means as determined by each department.

(3) As used in this section:

(a) "Arranging for the provision" means demonstrating
established referral relationships with health care providers
for any of the comprehensive primary care services not directly
provided by an entity.

(b)(1) "Primary care" means the basic entry-level health
care provided by physician or nonphysician health care
PRACTITIONERS THAT IS GENERALLY PROVIDED IN AN OUTPATIENT SETTING.

(II) "PRIMARY CARE" INCLUDES:

(A) PROVIDING OR ARRANGING FOR THE PROVISION OF PRIMARY HEALTH CARE;

(B) MATERNITY CARE, INCLUDING PREGNATAL CARE;

(C) PREVENTIVE, DEVELOPMENTAL, AND DIAGNOSTIC SERVICES FOR INFANTS AND CHILDREN;

(D) ADULT PREVENTIVE SERVICES;

(E) DIAGNOSTIC LABORATORY AND RADIOLOGY SERVICES;

(F) EMERGENCY CARE FOR MINOR TRAUMA;

(G) PHARMACEUTICAL SERVICES; AND

(H) COORDINATION AND FOLLOW-UP FOR HOSPITAL CARE.

(III) "PRIMARY CARE" MAY ALSO INCLUDE OPTIONAL SERVICES BASED ON A PATIENT'S NEEDS.

SECTION 12. In Colorado Revised Statutes, add 27-80-103.5 as follows:

27-80-103.5. Opioid prevention grant program - fund - appropriation - report - repeal. (1) (a) THERE IS CREATED IN THE OFFICE OF BEHAVIORAL HEALTH, REFERRED TO IN THIS SECTION AS THE "OFFICE", THE CHARLIE HUGHES AND NATHAN GAUNA OPIOID PREVENTION GRANT PROGRAM TO IMPROVE YOUNG LIVES, WHICH IS A FIVE-YEAR GRANT PROGRAM, REFERRED TO IN THIS SECTION AS THE "PROGRAM", FOR PREVENTING OPIOID USE AMONG THE STATE'S YOUTH POPULATION AND SUPPORTING YOUTH WHOSE FAMILY MEMBERS EXPERIENCE ADDICTION. AN ENTITY THAT RECEIVES A GRANT PURSUANT TO THIS SECTION SHALL APPLY THE GRANT TO ADMINISTER AN
EVIDENCE-BASED PROGRAM WITH CLEAR METRICS AND BENCHMARKS TO DEVELOP, IMPLEMENT, AND IDENTIFY PROOF POINTS AND BEST PRACTICES FOR PREVENTING OPIOID USE AMONG THE STATE'S YOUTH POPULATION.

(b) (I) The Office shall administer the program, including publishing the requirements to receive a grant, reviewing applicants, and selecting grant recipients.

(II) In choosing the grant recipients, the Office shall consider the number of youth to be served by the applicant, the geographic location of the applicant, and the demonstration of need in the geographic area to be served. The Office may award a grant to one or more, but not more than five, geographically diverse applicants.

(III) The Office shall prioritize funding requested amounts in their entirety or in amounts substantially sufficient to ensure grant recipients can fully or substantially implement programs to fidelity.

(IV) The Office shall prioritize awards to entities that serve communities with high risk factors for substance use combined with limited access to treatment services according to state needs assessments, Colorado Health Indicator Data, and national best practice trends.

(2) An applicant for a grant through the program must:

(a) Serve youth five years of age and older but younger than nineteen years of age;

(b) Be a community-based youth development organization providing direct services to youth;

(c) Serve youth living in communities experiencing an
OPIOID CRISIS;

(d) Demonstrate that it will administer an evidence-based substance use prevention program listed as a model or promising program in the Blueprints for Healthy Youth Development program registry;

(e) Have a history of delivering youth prevention programs; and

(f) Agree that during each grant year, the applicant will:

(I) Measure the youth participants' attitudes on opioid use and other substance use; and

(II) Track demographics, attendance, and participation in the program and compile aggregated feedback on this information for the report required pursuant to subsection (5) of this section.

(3) The Office shall award the grants to the selected recipients on or before October 1, 2019, and contract with the grant recipients no later than November 1, 2019.

(4) There is created in the state treasury the youth opioid and substance use prevention fund, which consists of money appropriated to the fund by the general assembly. For the 2019-20 fiscal year, and each fiscal year thereafter through the 2023-24 fiscal year, the general assembly shall appropriate a total of two million dollars to the fund from the marijuana tax cash fund created in section 39-28.8-501 (1). The money in the fund is continuously appropriated to the department for use by the office for the direct and indirect costs of the program. The office may use up to two percent of the money in the fund for the
ADMINISTRATION AND EVALUATION OF THE PROGRAM. ANY UNEXPENDED
AND UNENCUMBERED MONEY REMAINING IN THE FUND AT THE END OF
EACH FISCAL YEAR OF THE PROGRAM REMAINS IN THE FUND AND SHALL
NOT BE CREDITED OR TRANSFERRED TO THE GENERAL FUND OR ANY OTHER
FUND. ANY UNEXPENDED AND UNENCUMBERED MONEY REMAINING IN THE
FUND ON JULY 1, 2024, REVERTS TO THE MARIJUANA TAX CASH FUND.

(5) THE OFFICE SHALL WORK WITH THE GRANT RECIPIENTS TO
OBTAIN THE AGGREGATED FEEDBACK REQUIRED BY SUBSECTION (2)(f)(II)
OF THIS SECTION. THE OFFICE SHALL SUBMIT A REPORT TO THE GENERAL
ASSEMBLY ON OR BEFORE JANUARY 1, 2024, REGARDING THE PROGRESS OF
EACH GRANT RECIPIENT BASED ON THE DATA OBTAINED PURSUANT TO
SUBSECTION (2)(f)(II) OF THIS SECTION AND THE PERFORMANCE METRICS
SPECIFIED IN THE RECIPIENT’S GRANT APPLICATION.

(6) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2024.
BEFORE ITS REPEAL, THE PROGRAM IS SCHEDULED FOR REVIEW PURSUANT
TO SECTION 24-34-104.

SECTION 13. In Colorado Revised Statutes, 27-80-118, add (5)
and (6) as follows:

27-80-118. Center for research into substance use disorder
prevention, treatment, and recovery support strategies - legislative
declaration - established - repeal. (5) (a) THE CENTER SHALL DEVELOP
AND IMPLEMENT A PROGRAM TO INCREASE PUBLIC AWARENESS
CONCERNING THE SAFE USE, STORAGE, AND DISPOSAL OF OPIOIDS AND THE
AVAILABILITY OF NALOXONE AND OTHER DRUGS USED TO BLOCK THE
EFFECTS OF AN OPIOID OVERDOSE.

(b) (I) FOR THE 2019-20 FISCAL YEAR AND EACH FISCAL YEAR
THEREAFTER THROUGH THE 2023-24 FISCAL YEAR, THE GENERAL
ASSEMBLY SHALL APPROPRIATE SEVEN HUNDRED FIFTY THOUSAND
DOLLARS PER YEAR TO THE CENTER FROM THE MARIJUANA TAX CASH FUND
CREATED IN SECTION 39-28.8-501 (1) FOR THE PURPOSES OF THIS
SUBSECTION (5).

(II) THIS SUBSECTION (5) IS REPEALED, EFFECTIVE SEPTEMBER 1,
2024. BEFORE ITS REPEAL, THE PROGRAM CREATED IN THIS SUBSECTION
(5) IS SCHEDULED FOR REVIEW PURSUANT TO SECTION 24-34-104.

(6) (a) THE CENTER MAY EMPLOY UP TO FOUR ADDITIONAL
EMPLOYEES TO WORK AS GRANT WRITERS IN ORDER TO AID LOCAL
COMMUNITIES IN NEED OF ASSISTANCE IN APPLYING FOR GRANTS TO
ACCESS STATE AND FEDERAL MONEY TO ADDRESS OPIOID AND OTHER
SUBSTANCE USE DISORDERS IN THEIR COMMUNITIES. THE CENTER SHALL
dETERMINE THE COMMUNITIES IN WHICH TO PROVIDE THE GRANT WRITING
ASSISTANCE.

(b) FOR THE FISCAL YEAR 2019-20, THE GENERAL ASSEMBLY
SHALL APPROPRIATE MONEY FROM THE GENERAL FUND TO THE
DEPARTMENT FOR ALLOCATION TO THE CENTER FOR THE PURPOSES OF THIS
SUBSECTION (6). THE CENTER MAY USE THE MONEY TO HIRE NEW
EMPLOYEES AND FOR THE DIRECT AND INDIRECT COSTS ASSOCIATED WITH
THIS SUBSECTION (6).

SECTION 14. In Colorado Revised Statutes, 24-34-104, add
(25)(a)(XX) and (25)(a)(XXI) as follows:

24-34-104. General assembly review of regulatory agencies
and functions for repeal, continuation, or reestablishment - legislative
declaration - repeal. (25) (a) The following agencies, functions, or both,
are scheduled for repeal on September 1, 2024:
The Charlie Hughes and Nathan Gauna Opioid Prevention Grant Program to Improve Young Lives created in Section 27-80-103.5;  

The program to increase public awareness concerning the safe use, storage, and disposal of opioids and the availability of naloxone and other drugs used to block the effects of an opioid overdose developed pursuant to Section 27-80-118 (5).

SECTION 15. In Colorado Revised Statutes, add part 2 to article 82 of title 27 as follows:

PART 2

MATERNAL AND CHILD HEALTH PILOT PROGRAM

27-82-201. Legislative declaration. The general assembly finds and declares that facilities that provide treatment to individuals with a substance use disorder, including medication-assisted treatment, and clinics that provide obstetric and gynecological health care services would better serve pregnant and postpartum women if the services could be coordinated and provided to women at the same location. It is the intent of the general assembly to provide general fund money to fund a pilot program to integrate these health care services at specified facilities and clinics and require the office of behavioral health to evaluate the pilot program and report the results of the pilot program to the general assembly.

27-82-202. Definitions. As used in this part 2, unless the
CONTEXT OTHERWISE REQUIRES:

(1) "Clinic" means a site that provides obstetric and gynecological health care.

(2) "Licensed health care provider" means a physician or physician assistant licensed pursuant to Article 36 of Title 12 or a nurse licensed pursuant to Article 38 of Title 12.

(3) "Pilot program" means the maternal and child health pilot program created in Section 27-82-203.

(4) "Treatment facility" means a health care facility that provides substance use disorder or medication-assisted treatment and that is approved by the Office of Behavioral Health pursuant to Section 27-82-103.

27-82-203. Maternal and child health pilot program - created - eligibility of grant recipients - rules - report. (1) There is created in the Department the maternal and child health pilot program. The Office of Behavioral Health shall administer the pilot program. The purpose of the pilot program is to:

(a) Provide grants to three treatment facilities to facilitate the integration of obstetric and gynecological health care; and

(b) Provide grants to six clinics to facilitate the integration of behavioral health, including substance use disorder treatment or medication-assisted treatment, into obstetric and gynecological health care at the clinics.

(2) The Office of Behavioral Health shall determine the criteria for treatment facilities and clinics to be eligible to receive the grants.
(3) (a) (I) A TREATMENT FACILITY THAT IS AWARDED A GRANT SHALL INTEGRATE PRENATAL, POSTPARTUM, AND OTHER HEALTH CARE SERVICES DELIVERED BY LICENSED HEALTH CARE PROVIDERS INTO THE SERVICES CURRENTLY PROVIDED AT THE TREATMENT FACILITY.

(II) A TREATMENT FACILITY THAT IS AWARDED A GRANT MAY USE THE GRANT TO HIRE CLINICAL STAFF AND TO PROVIDE CLINICAL UPDATES, INCLUDING TRAINING STAFF AND UPGRADING AND CHANGING TECHNOLOGY PLATFORMS TO SUPPORT INTEGRATED CARE, IN ORDER TO PERFORM OBSTETRIC AND GYNECOLOGICAL HEALTH CARE WITHIN THE TREATMENT FACILITY. A TREATMENT FACILITY WITH LOW PATIENT VOLUME MAY PARTNER WITH OTHER TREATMENT FACILITIES AND CLINICS TO PROVIDE INTEGRATED CARE.

(b) (I) A CLINIC THAT IS AWARDED A GRANT SHALL INTEGRATE BEHAVIORAL HEALTH CARE SERVICES PROVIDED BY SOCIAL WORKERS AND OTHER BEHAVIORAL HEALTH CARE PROFESSIONALS LICENSED PURSUANT TO ARTICLE 43 OF TITLE 12, INCLUDING MENTAL HEALTH SERVICES, SUBSTANCE USE DISORDER TREATMENT, OR MEDICATION-ASSISTED TREATMENT, INTO THE HEALTH CARE SERVICES CURRENTLY PROVIDED AT THE CLINIC.

(II) A CLINIC MAY USE THE GRANT FOR SERVICES INCLUDING TRAINING CLINICAL STAFF, UPGRADING AND CHANGING TECHNOLOGY PLATFORMS TO SUPPORT INTEGRATED CARE, EMPLOYING BEHAVIORAL HEALTH CARE PROVIDERS, AND COORDINATING AND REFERRING PATIENTS TO BEHAVIORAL HEALTH CARE PROVIDERS OUTSIDE THE CLINIC.

(4) THE STATE BOARD OF HUMAN SERVICES WITHIN THE DEPARTMENT, IN CONSULTATION WITH THE OFFICE OF BEHAVIORAL HEALTH, MAY PROMULGATE RULES TO IMPLEMENT THE PILOT PROGRAM.
THE RULES MUST INCLUDE:

(a) THE PROCEDURES AND TIMELINES BY WHICH A TREATMENT FACILITY OR CLINIC MAY APPLY FOR A GRANT;
(b) GRANT APPLICATION CONTENTS; AND
(c) CRITERIA FOR DETERMINING ELIGIBILITY FOR AND THE AMOUNT OF EACH GRANT AWARDED TO A TREATMENT FACILITY OR CLINIC.


27-82-204. Funding for pilot program. (1) (a) FOR THE 2019-20 THROUGH 2021-22 FISCAL YEARS, THE GENERAL ASSEMBLY SHALL APPROPRIATE MONEY EACH FISCAL YEAR FROM THE GENERAL FUND TO THE DEPARTMENT, FOR ALLOCATION TO THE OFFICE OF BEHAVIORAL HEALTH TO IMPLEMENT THE PILOT PROGRAM. THE OFFICE OF BEHAVIORAL HEALTH MAY USE A PORTION OF THE MONEY ANNUALLY APPROPRIATED FOR THE PILOT PROGRAM TO PAY THE DIRECT AND INDIRECT COSTS INCURRED TO ADMINISTER THE PILOT PROGRAM.

(b) IF ANY UNEXPENDED OR UNCOMMITTED MONEY APPROPRIATED FOR THE 2019-20 OR 2020-21 FISCAL YEAR REMAINS AT THE END OF EITHER FISCAL YEAR, THE OFFICE OF BEHAVIORAL HEALTH MAY EXPEND THE MONEY IN ACCORDANCE WITH THIS SECTION IN THE SUCCEEDING FISCAL YEAR WITHOUT FURTHER APPROPRIATION. ANY UNEXPENDED OR
UNCOMMITTED MONEY REMAINING AT THE END OF THE 2021-22 FISCAL YEAR REVERTS TO THE GENERAL FUND.

(2) THE DEPARTMENT MAY SOLICIT, ACCEPT, AND EXPEND ANY GIFTS, GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES TO IMPLEMENT OR ADMINISTER THE PILOT PROGRAM.

27-82-205. Repeal of part. This part 2 is repealed, effective December 31, 2022.

SECTION 16. In Colorado Revised Statutes, 12-290-119, amend as relocated by House Bill 19-1172 (1)(a) as follows:


(1)(a) The board shall set reasonable continuing education requirements for the renewal of a license, but in no event shall the board require more than fourteen hours' credit of continuing education per year. As a condition of renewing a license on or after July 1, 2019, the continuing education requirements must include training regarding substance use disorders; the use of federal food and drug administration-approved medications, in combination with counseling and behavioral therapies, to provide a whole-patient approach to the treatment of substance use disorders; and the use of the electronic prescription drug monitoring program created in part 4 of article 280 of this title 12. A podiatrist desiring to renew his or her license to practice podiatry shall submit to the board the information the board believes necessary to show that the podiatrist has fulfilled the board's continuing education requirements and a fee to be determined and collected pursuant to section 12-20-105.

SECTION 17. In Colorado Revised Statutes, 12-220-145, amend
as relocated by House Bill 19-1172 (2) as follows:


(2) The board may adopt rules establishing the basic requirements for continuing education, including the types of programs that qualify, exemptions for persons holding an inactive or retired license, requirements for courses designed to enhance clinical skills for certain licenses, and the manner by which dentists and dental hygienists are to report compliance with the continuing education requirements. AS A CONDITION OF RENEWING, REACTIVATING, OR REINSTATING A LICENSE ON OR AFTER JULY 1, 2019, THE CONTINUING EDUCATION MUST INCLUDE TRAINING REGARDING SUBSTANCE USE DISORDERS; THE USE OF FEDERAL FOOD AND DRUG ADMINISTRATION-APPROVED MEDICATIONS, IN COMBINATION WITH COUNSELING AND BEHAVIORAL THERAPIES, TO PROVIDE A WHOLE-PATIENT APPROACH TO THE TREATMENT OF SUBSTANCE USE DISORDERS; AND THE USE OF THE ELECTRONIC PRESCRIPTION DRUG MONITORING PROGRAM CREATED IN PART 4 OF ARTICLE 280 OF THIS TITLE

SECTION 18. In Colorado Revised Statutes, amend as relocated by House Bill 19-1172 12-255-129 as follows:

12-255-129. Continuing education - rules. (1) In addition to any other authority conferred upon the board by this article 255, the board is authorized to require no more than twenty hours of continuing education every two years as a condition of renewal of licenses and to establish procedures and standards for the educational requirements. The board shall, to assure that the continuing education requirements imposed do not have the effect of restraining competition among providers of the education, recognize a variety of alternative means of compliance with
such THE requirements.

(2) AS A CONDITION OF RENEWING A LICENSE ON OR AFTER JULY 1, 2019, FOR ADVANCED PRACTICE NURSES WHO HAVE PRESCRIPTIVE AUTHORITY PURSUANT TO SECTION 12-255-112, THE CONTINUING EDUCATION REQUIREMENT MUST INCLUDE TRAINING REGARDING SUBSTANCE USE DISORDERS; THE USE OF FEDERAL FOOD AND DRUG ADMINISTRATION-APPROVED MEDICATIONS, IN COMBINATION WITH COUNSELING AND BEHAVIORAL THERAPIES, TO PROVIDE A WHOLE-PATIENT APPROACH TO THE TREATMENT OF SUBSTANCE USE DISORDERS; AND THE USE OF THE ELECTRONIC PRESCRIPTION DRUG MONITORING PROGRAM CREATED IN PART 4 OF ARTICLE 280 OF THIS TITLE 12.

(3) The board shall adopt rules that are necessary to carry out the provisions of this section, the WHICH rules to MUST be promulgated in accordance with the provisions of article 4 of title 24.

SECTION 19. In Colorado Revised Statutes, 12-275-115, amend as relocated by House Bill 19-1172 (3) as follows:

12-275-115. License renewal - questionnaire - continuing education. (3) (a) Effective April 1, 1993, In addition to all other requirements of this section for license renewal, the board shall require that each optometrist seeking to renew a license TO COMPLETE twenty-four hours of board-approved continuing education. Any optometrist desiring to renew a license to practice optometry in this state shall submit to the board the information the board believes is necessary to show that the optometrist has fulfilled the continuing education requirements of this subsection (3). Implementation of this subsection (3) shall occur within existing appropriations.

(b) AS A CONDITION OF RENEWING A LICENSE ON OR AFTER JULY
1, 2019, THE BOARD-APPROVED CONTINUING EDUCATION MUST INCLUDE TRAINING REGARDING SUBSTANCE USE DISORDERS; THE USE OF FEDERAL FOOD AND DRUG ADMINISTRATION-APPROVED MEDICATIONS, IN COMBINATION WITH COUNSELING AND BEHAVIORAL THERAPIES, TO PROVIDE A WHOLE-PATIENT APPROACH TO THE TREATMENT OF SUBSTANCE USE DISORDERS; AND THE USE OF THE ELECTRONIC PRESCRIPTION DRUG MONITORING PROGRAM CREATED IN PART 4 OF ARTICLE 280 OF THIS TITLE.

SECTION 20. In Colorado Revised Statutes, 12-315-110, amend as relocated by House Bill 19-1172 (3)(a) as follows:

12-315-110. License renewal. (3) (a) (I) In order to obtain license renewal, each licensee, except as otherwise provided, must complete a board-approved veterinary continuing educational program of at least thirty-two hours biennially. As a condition of renewing a license on or after July 1, 2019, the board-approved continuing education program must include training regarding substance use disorders and the use of the electronic prescription drug monitoring program created in part 4 of article 280 of this title.

(II) The courses may be taken at any time during the period since the license was last renewed and before the license is due to be renewed. The licensee shall provide satisfactory proof of the completion of all delinquent continuing education requirements. For good cause, the board may prescribe the type and character of continuing education courses to be taken by any doctor of veterinary medicine in order to comply with the requirements of this article 315.

SECTION 21. In Colorado Revised Statutes, add to article 240
as relocated by House Bill 19-1172 12-240-145 as follows:

12-240-145. Prescription medications - financial benefit for prescribing prohibited. A PHYSICIAN OR PHYSICIAN ASSISTANT SHALL NOT ACCEPT ANY DIRECT OR INDIRECT BENEFIT FROM A PHARMACEUTICAL MANUFACTURER OR PHARMACEUTICAL REPRESENTATIVE FOR PRESCRIBING A SPECIFIC MEDICATION TO A PATIENT. FOR THE PURPOSES OF THIS SECTION, A DIRECT OR INDIRECT BENEFIT DOES NOT INCLUDE A BENEFIT OFFERED TO A PHYSICIAN OR PHYSICIAN ASSISTANT REGARDLESS OF WHETHER THE SPECIFIC MEDICATION IS BEING PRESCRIBED.

SECTION 22. In Colorado Revised Statutes, 12-280-124, add as relocated by House Bill 19-1172 (1)(c) as follows:

12-280-124. Labeling. (1) A prescription drug dispensed pursuant to an order must be labeled as follows:

(c) IF THE PRESCRIPTION DRUG IS DISPENSED TO A PATIENT FOR OUTPATIENT USE AND CONTAINS AN OPIOID, THE LABEL OR CONTAINER MUST BEAR A NOTIFICATION THAT STATES: "CAUTION: OPIOID. RISK OF OVERDOSE AND ADDICTION."

SECTION 23. In Colorado Revised Statutes, 12-280-404, add as relocated by House Bill 19-1172 (3)(l) as follows:

12-280-404. Program operation - access - rules - definitions - repeal. (3) The program is available for query only to the following persons or groups of persons:

(l) A MEDICAL EXAMINER WHO IS A PHYSICIAN LICENSED PURSUANT TO ARTICLE 240 OF THIS TITLE 12, WHOSE LICENSE IS IN GOOD STANDING, AND WHO IS LOCATED AND EMPLOYED IN THE STATE OF COLORADO, OR A CORONER ELECTED PURSUANT TO SECTION 30-10-601.

IF:
(I) The information released is specific to an individual
who is the subject of an autopsy conducted by the medical
examiner or coroner;

(II) The medical examiner or the coroner has legitimate
access to the individual's medical record; and

(III) The individual's death or injury occurred under
unusual, suspicious, or unnatural circumstances.

SECTION 24. Appropriation. (1) For the 2019-20 state fiscal
year, $157,754 is appropriated to the department of human services for
use by the office of behavioral health. This appropriation is from the
general fund and is based on an assumption that the office will require an
additional 1.5 FTE. To implement this act, the office may use this
appropriation for the administration and evaluation expenses related to
the Charlie Hughes and Nathan Gauna opioid prevention grant program.

(2) For the 2019-20 state fiscal year, $2,000,000 is appropriated
to the youth opioid and substance use prevention fund created in section
27-80-103.5 (4), C.R.S. This appropriation is from the marijuana tax cash
fund created in section 39-28.8-501 (1), C.R.S. The department of human
services is responsible for the accounting related to this appropriation.

(3) For the 2019-20 state fiscal year, $997,754 is appropriated to
the department of human services for use by the office of behavioral
health. This appropriation is from the general fund and is based on an
assumption that the office will require an additional 1.5 FTE. To
implement this act, the office may use this appropriation for the maternal
and child health pilot program.

(4) For the 2019-20 state fiscal year, $750,000 is appropriated to
the department of higher education for use by the regents of the university
of Colorado. This appropriation is from the marijuana tax cash fund created in section 39-28.8-501 (1), C.R.S. To implement this act, the regents may use this appropriation for allocation to the center for research into substance use disorder prevention, treatment, and recovery support strategies and the college of nursing.

(5) For the 2019-20 state fiscal year, $50,000 is appropriated to the department of higher education. This appropriation is from the general fund. To implement this act, the department may use this appropriation for the college opportunity fund program to be used for limited purpose fee-for-service contracts with state institutions.

(6) For the 2019-20 state fiscal year, $50,000 is appropriated to the department of higher education. This appropriation is from reappropriated funds received from the limited purpose fee-for-service contracts with state institutions under subsection (6) of this section. To implement this act, the department may use this appropriation for the regents of the university of Colorado for allocation to the center for research into substance use disorder prevention, treatment, and recovery support strategies.

(7) For the 2019-20 state fiscal year, $2,000,000 is appropriated to the department of public health and environment. This appropriation is from the general fund. To implement this act, the office may use this appropriation as follows:

(a) $71,852 for use by the prevention services division for administration, which amount is based on an assumption that the division will require an additional 0.9 FTE;

(b) $1,564,148 for distributions to local public health agencies;
(c) $364,000 for personal services related to health statistics and
vital records.

SECTION 25. Effective date - applicability. (1) This act takes
effect upon passage; except that sections 16 through 23 of this act take
effect only if House Bill 19-1172 becomes law, in which case sections 16
through 23 take effect October 1, 2019.

(2) This act applies to conduct occurring on or after the effective
date of this act.

SECTION 26. Safety clause. The general assembly hereby finds,
determines, and declares that this act is necessary for the immediate
preservation of the public peace, health, and safety.