

NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.



HOUSE BILL 21-1012

BY REPRESENTATIVE(S) Rich and Mullica, Bernett, Bird, Caraveo, Cutter, Duran, Esgar, Exum, Gray, Hooton, Jodeh, Kennedy, Kipp, Lontine, McCluskie, McCormick, Michaelson Jenet, Ortiz, Ricks, Titone, Valdez A., Amabile, Herod, Jackson, Valdez D., Weissman, Woodrow; also SENATOR(S) Pettersen and Coram, Buckner, Danielson, Fenberg, Ginal, Gonzales, Kolker, Lee, Moreno, Priola, Rodriguez, Story, Winter, Garcia.

CONCERNING EXPANSION OF THE PRESCRIPTION DRUG MONITORING PROGRAM TO TRACK INFORMATION REGARDING ALL PRESCRIPTION DRUGS PRESCRIBED IN COLORADO, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

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

SECTION 1. In Colorado Revised Statutes, 12-280-404, **amend** (2) as follows:

12-280-404. Program operation - access - rules - definitions - repeal. (2) (a) The board shall adopt all rules necessary to implement the program.

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.

(b) THE BOARD SHALL DETERMINE IF THE PROGRAM SHOULD TRACK ALL PRESCRIPTION DRUGS PRESCRIBED IN THIS STATE. IF THE BOARD MAKES SUCH DETERMINATION, THE BOARD SHALL PROMULGATE RULES ON OR BEFORE JUNE 1, 2022, TO INCLUDE ALL PRESCRIPTION DRUGS IN THE PROGRAM. IF THE BOARD DETERMINES THAT ONE OR MORE PRESCRIPTION DRUGS SHOULD NOT BE TRACKED THROUGH THE PROGRAM, THE BOARD SHALL PUBLICLY NOTE THE JUSTIFICATION FOR SUCH EXCLUSION DURING THE RULE-MAKING PROCESS.

SECTION 2. Appropriation. (1) For the 2021-22 state fiscal year, \$61,118 is appropriated to the department of regulatory agencies for use by the division of professions and occupations. This appropriation is from the prescription drug monitoring fund created in section 12-280-405 (1), C.R.S. To implement this act, the division may use this appropriation as follows:

(a) \$53,838 for personal services, which amount is based on an assumption that the division will require an additional 0.8 FTE; and

(b) \$7,280 for operating expenses.

SECTION 3. 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; 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 2022 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Alec Garnett
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Leroy M. Garcia
PRESIDENT OF
THE SENATE

Robin Jones
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

APPROVED _____
(Date and Time)

Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO