

CHAPTER 480

PROFESSIONS AND OCCUPATIONS

HOUSE BILL 21-1012

BY REPRESENTATIVE(S) Rich and Mullica, Bennett, 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.

AN ACT

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.

(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

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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.

Approved: July 7, 2021