

First Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 25-0400.01 Jennifer Berman x3286

SENATE BILL 25-192

SENATE SPONSORSHIP

Daugherty and Jodeh, Michaelson Jenet

HOUSE SPONSORSHIP

Espenozza and Feret,

Senate Committees
Health & Human Services

House Committees

A BILL FOR AN ACT

101 CONCERNING THE CONTINUATION OF FUNCTIONS RELATED TO THE
102 REGULATION OF COMMUNITY INTEGRATED HEALTH-CARE
103 SERVICE AGENCIES, AND, IN CONNECTION THEREWITH,
104 IMPLEMENTING THE RECOMMENDATIONS IN THE 2024 SUNSET
105 REPORT BY THE DEPARTMENT OF REGULATORY AGENCIES.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov/>.)

Sunset Process - Senate Health and Human Services Committee. Community integrated health-care services (services) are

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

out-of-hospital medical services that may be provided by an emergency medical service provider who obtains a community paramedic endorsement. A community integrated health-care service agency (agency) is an entity or sole proprietorship that manages and offers services.

The bill implements the recommendations in the 2024 sunset report by the department of regulatory agencies by:

- Continuing the regulation of agencies by 9 years to 2034;
- Adding clarification that a suspension of, a revocation of, or a refusal to renew an agency's license based on the fact that an owner, manager, or administrator of the agency was convicted of a disqualifying felony or misdemeanor includes circumstances in which the owner, manager, or administrator entered into a plea of guilty or nolo contendere for the felony or misdemeanor;
- Updating language to be gender neutral;
- Changing references from "consumers" to "patients or clients";
- Referencing the definition of service in the statutes governing the regulation of agencies; and
- Defining "service" to include mobile integrated health care and, as determined by rule by the state board of health, care and services provided by practitioners other than community paramedics.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-34-104, **repeal**
3 (26)(a)(VII); and **add** (35)(a)(VI) as follows:

4 **24-34-104. General assembly review of regulatory agencies**
5 **and functions for repeal, continuation, or reestablishment - legislative**
6 **declaration - repeal.** (26) (a) The following agencies, functions, or both,
7 are scheduled for repeal on September 1, 2025:

8 ~~(VII) The functions of the department of public health and~~
9 ~~environment regarding community integrated health-care service agencies~~
10 ~~pursuant to part 13 of article 3.5 of title 25, C.R.S.;~~

11 (35) (a) The following agencies, functions, or both, are scheduled

1 for repeal on September 1, 2034:

2 (VI) THE FUNCTIONS OF THE DEPARTMENT OF PUBLIC HEALTH AND
3 ENVIRONMENT REGARDING COMMUNITY INTEGRATED HEALTH-CARE
4 SERVICE AGENCIES PURSUANT TO PART 13 OF ARTICLE 3.5 OF TITLE 25.

5 **SECTION 2.** In Colorado Revised Statutes, **amend** 25-3.5-1307
6 as follows:

7 **25-3.5-1307. Repeal of part - review of functions.** This part 13
8 is repealed, effective ~~September 1, 2025~~ SEPTEMBER 1, 2034. Before the
9 repeal, ~~the department's functions under this part 13 shall be reviewed as~~
10 ~~provided for in~~ IS SCHEDULED FOR REVIEW IN ACCORDANCE WITH section
11 24-34-104. ~~C.R.S.~~

12 **SECTION 3.** In Colorado Revised Statutes, 25-3.5-1301, **amend**
13 (1); and **add** (1.5) as follows:

14 **25-3.5-1301. Definitions - rules.** As used in this part 13, unless
15 the context otherwise requires:

16 (1) (a) ~~"Community integrated health-care service agency" or~~
17 ~~"agency" means a sole proprietorship, partnership, corporation, nonprofit~~
18 ~~entity, special district, governmental unit or agency, or licensed or~~
19 ~~certified health-care facility that is subject to regulation under article 1.5~~
20 ~~or 3 of this title that manages and offers, directly or by contract,~~
21 ~~community integrated health-care services~~ EXCEPT AS PROVIDED IN
22 SUBSECTION (1)(b) OF THIS SECTION, "COMMUNITY INTEGRATED
23 HEALTH-CARE SERVICE" HAS THE MEANING SET FORTH IN SECTION
24 25-3.5-103 (4.3).

25 (b) "COMMUNITY INTEGRATED HEALTH-CARE SERVICE" INCLUDES:

26 (I) MOBILE INTEGRATED HEALTH CARE; AND

27 (II) THE PROVISION OF CERTAIN CARE AND SERVICES, AS

1 DETERMINED BY RULE BY THE BOARD, BY PRACTITIONERS OTHER THAN
2 COMMUNITY PARAMEDICS.

3 (1.5) "COMMUNITY INTEGRATED HEALTH-CARE SERVICE AGENCY"
4 OR "AGENCY" MEANS A SOLE PROPRIETORSHIP, PARTNERSHIP,
5 CORPORATION, NONPROFIT ENTITY, SPECIAL DISTRICT, GOVERNMENTAL
6 UNIT OR AGENCY, OR LICENSED OR CERTIFIED HEALTH-CARE FACILITY
7 THAT IS SUBJECT TO REGULATION UNDER ARTICLE 1.5 OR 3 OF THIS TITLE
8 25 THAT MANAGES AND OFFERS, DIRECTLY OR BY CONTRACT, COMMUNITY
9 INTEGRATED HEALTH-CARE SERVICES.

10 **SECTION 4.** In Colorado Revised Statutes, 25-3.5-1303, **amend**
11 (1) introductory portion as follows:

12 **25-3.5-1303. Minimum standards for community integrated**
13 **health-care service agencies - adult protective services data system**
14 **check - rules.** (1) In addition to the services that the board, by rule,
15 authorizes a community integrated health-care service agency to perform,
16 an agency may perform any of the services that may be provided through
17 a CARES program pursuant to section 25-3.5-1203 (3) and the tasks and
18 procedures that a community paramedic is authorized to perform within
19 ~~his or her~~ THE COMMUNITY PARAMEDIC'S scope of practice in accordance
20 with section 25-3.5-206 and rules ~~promulgated~~ ADOPTED pursuant to that
21 section. ~~On or before January 1, 2018,~~ The board shall ~~promulgate~~ ADOPT
22 rules providing minimum standards for the operation of an agency within
23 the state. The rules must include the following:

24 **SECTION 5.** In Colorado Revised Statutes, 25-3.5-1305, **amend**
25 (2)(a), (3)(a)(I), (3)(b), and (3)(c) as follows:

26 **25-3.5-1305. License - application - inspection - record check**
27 **- issuance.** (2) (a) The department shall inspect an agency as it deems

1 necessary to ensure the health, safety, and welfare of agency ~~consumers~~
2 PATIENTS OR CLIENTS. An agency shall submit in writing, in a form and
3 manner prescribed by the department, a plan detailing the measures that
4 the agency will take to correct ~~any~~ violations found by the department as
5 a result of an inspection.

6 (3) (a) (I) With the submission of an application for a license
7 pursuant to this section, each owner, manager, and administrator of an
8 agency applying for an initial or renewal license shall submit a complete
9 set of ~~his or her~~ THE OWNER'S, MANAGER'S, OR ADMINISTRATOR'S
10 fingerprints to the Colorado bureau of investigation for the purpose of
11 conducting a state and national fingerprint-based criminal history record
12 check utilizing the records of the Colorado bureau of investigation and
13 the federal bureau of investigation. The Colorado bureau of investigation
14 shall forward the results of a criminal history record check to the
15 department.

16 (b) (I) The department may deny a license or renewal of a license
17 if the results of a record check of an owner, manager, or administrator
18 demonstrates that the owner, manager, or administrator has been
19 convicted of a felony or a misdemeanor involving conduct that the
20 department determines could pose a risk to the health, safety, or welfare
21 of community integrated health-care service ~~consumers~~ PATIENTS OR
22 CLIENTS.

23 (II) AS USED IN THIS SUBSECTION (3)(b), "CONVICTED" INCLUDES
24 AN ENTRY OF A PLEA OF GUILTY OR NOLO CONTENDERE.

25 (c) If an agency applying for an initial license is temporarily
26 unable to satisfy all of the requirements for licensure, the department may
27 issue a provisional license to the agency; except that the department shall

1 not issue a provisional license to an agency if operation of the agency will
2 adversely affect the health, safety, or welfare of the agency's ~~consumers~~
3 PATIENTS OR CLIENTS. The department may require an agency applying
4 for a provisional license to demonstrate to the department's satisfaction
5 that the agency is taking sufficient steps to satisfy all of the requirements
6 for full licensure. A provisional license is valid for ninety days and may
7 be renewed one time at the department's discretion.

8 **SECTION 6.** In Colorado Revised Statutes, 25-3.5-1306, **amend**
9 (3) as follows:

10 **25-3.5-1306. License denial - suspension - revocation.**

11 (3) (a) After conducting a hearing on the matter in accordance with
12 article 4 of title 24, ~~C.R.S.~~, the department may revoke or refuse to renew
13 an agency license ~~where~~ IF the owner, manager, or administrator of the
14 agency has been convicted of a felony or misdemeanor involving conduct
15 that the department determines could pose a risk to the health, safety, or
16 welfare of the agency's ~~consumers~~ PATIENTS OR CLIENTS.

17 (b) AS USED IN THIS SUBSECTION (3), "CONVICTED" INCLUDES AN
18 ENTRY OF A PLEA OF GUILTY OR NOLO CONTENDERE.

19 **SECTION 7.** In Colorado Revised Statutes, 25-3.5-108, **amend**
20 (1)(b)(II)(D) as follows:

21 **25-3.5-108. EMS system sustainability task force - created -**
22 **powers and duties - membership - reports - repeal.** (1) (b) The task
23 force consists of the following twenty voting members:

24 (II) The following eight members appointed by the director of the
25 department:

26 (D) One individual representing a community integrated
27 health-care service agency, as defined in ~~section 25-3.5-1301(1)~~ SECTION

1 25-3.5-1301 (1.5), that is licensed pursuant to part 13 of this article 3.5;

2 **SECTION 8.** In Colorado Revised Statutes, 26-3.1-111, **amend**
3 (7)(c) as follows:

4 **26-3.1-111. Access to CAPS - employment checks -**
5 **conservatorship and guardianship checks - confidentiality - fees -**
6 **rules - legislative declaration - definitions.** (7) The following
7 employers shall request a CAPS check pursuant to this section:

8 (c) A community integrated health-care service agency, as defined
9 in ~~section 25-3.5-1301 (1)~~ SECTION 25-3.5-1301 (1.5);

10 **SECTION 9. Act subject to petition - effective date.** This act
11 takes effect at 12:01 a.m. on the day following the expiration of the
12 ninety-day period after final adjournment of the general assembly; except
13 that, if a referendum petition is filed pursuant to section 1 (3) of article V
14 of the state constitution against this act or an item, section, or part of this
15 act within such period, then the act, item, section, or part will not take
16 effect unless approved by the people at the general election to be held in
17 November 2026 and, in such case, will take effect on the date of the
18 official declaration of the vote thereon by the governor.