

## CHAPTER 13

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**PROFESSIONS AND OCCUPATIONS**

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**HOUSE BILL 00-1075**

BY REPRESENTATIVES Alexander, Bacon, Chavez, Gagliardi, Gordon, Hagedorn, Leyba, Mace, Plant, Saliman, Takis, Tapia, Tate, Tochtrop, Tool, Veiga, S. Williams, and Young;  
also SENATORS Reeves, Chlouber, Hernandez, Martinez, and Rupert.

**AN ACT**

CONCERNING THE REPLACEMENT OF THE REQUIREMENT THAT A PHYSICIAN DIRECT, SUPERVISE, AND SET PROTOCOL OF A CERTIFIED NURSE-MIDWIFE WITH THE REQUIREMENT THAT A CERTIFIED NURSE-MIDWIFE PRACTICE IN ACCORDANCE WITH THE STANDARDS OF THE AMERICAN COLLEGE OF NURSE-MIDWIVES.

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

**SECTION 1.** 12-36-106 (1) (f) and (3) (n), Colorado Revised Statutes, are amended to read:

**12-36-106. Practice of medicine defined - exemptions from licensing requirements - repeal.** (1) For the purpose of this article, "practice of medicine" means:

(f) The practice of midwifery, except:

(I) Services rendered by CERTIFIED nurse-midwives PROPERLY licensed pursuant to AND PRACTICING IN ACCORDANCE WITH THE PROVISIONS OF article 38 of this title; ~~and certified by the American college of nurse midwives; or~~

(II) (A) Services rendered by a person properly registered as a direct-entry midwife and practicing in accordance with the provisions of article 37 of this title.

(B) This subparagraph (II) is repealed, effective July 1, 2001.

(3) Nothing in this section shall be construed to prohibit, or to require a license under this article with respect to, any of the following acts:

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*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

~~(n) The rendering of services by a nurse-midwife certified by the American college of nurse-midwives, whose services are performed pursuant to the responsible direction, supervision, and protocol of an identified and personally responsible physician and who is licensed pursuant to article 38 of this title and in concurrence with the board. The medical services of certified nurse-midwives shall be limited to those normally and routinely delivered by the supervisory physician or physicians.~~

**SECTION 2.** 12-37-101 (2) (c), Colorado Revised Statutes, is amended to read:

**12-37-101. Scope of article - exemptions.** (2) Nothing in this article shall be construed to prohibit, or to require registration under this article, with regard to:

~~(c) The rendering of services by CERTIFIED nurse-midwives PROPERLY licensed pursuant to AND PRACTICING IN ACCORDANCE WITH THE PROVISIONS of article 38 of this title; and certified by the American college of nurse-midwives; or~~

**SECTION 3.** 12-38-111.5, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

**12-38-111.5. Requirements for advanced practice nurse registration - legislative declaration - definition - advanced practice registry.** (6) A CERTIFIED NURSE-MIDWIFE SHALL PRACTICE IN ACCORDANCE WITH THE STANDARDS OF THE AMERICAN COLLEGE OF NURSE-MIDWIVES INCLUDING, BUT NOT LIMITED TO, HAVING A SAFE MECHANISM FOR CONSULTATION OR COLLABORATION WITH A PHYSICIAN OR, WHEN APPROPRIATE, REFERRAL TO A PHYSICIAN.

**SECTION 4. 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.

Approved: March 10, 2000