

## CHAPTER 26

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**HEALTH AND ENVIRONMENT**


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**HOUSE BILL 09-1004**

BY REPRESENTATIVE(S) Apuan, Acree, Frangas, Gerou, Kefalas, Kerr A., Labuda, Marostica, Middleton, Primavera, Riesberg, Ryden, Todd, Vigil;  
also SENATOR(S) Boyd, Gibbs, Groff, Newell, Tapia.

**AN ACT**

**CONCERNING THE AUTHORITY OF ORGANIZATIONS PROVIDING ALL-INCLUSIVE CARE FOR THE ELDERLY TO EMPLOY PHYSICIANS.**

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

**SECTION 1.** 25-3-103.7 (1) (d) and (6), Colorado Revised Statutes, are amended, and the said 25-3-103.7 (1) is further amended BY THE ADDITION OF A NEW PARAGRAPH, to read:

**25-3-103.7. Employment of physicians - when permissible - conditions - definitions.** (1) For purposes of this section:

(d) "Health care facility" means a hospital, hospice, community mental health center, federally qualified health center, school-based health center, ~~or~~ rural health clinic, ~~OR~~ PACE ORGANIZATION.

(f.5) "PACE ORGANIZATION" MEANS AN ORGANIZATION PROVIDING A PROGRAM OF ALL-INCLUSIVE CARE FOR THE ELDERLY PURSUANT TO SECTION 25.5-5-412, C.R.S.

(6) WHEN APPLYING FOR INITIAL FACILITY LICENSURE AND UPON EACH APPLICATION FOR LICENSE RENEWAL, every health care facility licensed or certified by the department that employs a physician shall report to the department ~~when applying for initial facility licensure and upon each application for license renewal,~~ the number of physicians on the health care facility's medical staff. ~~and~~ THE REPORT shall separately identify the number of such physicians who are employed by the health care facility under separate contract to the health care facility and independent of the health care facility. A health care facility that is a FQHC, rural

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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.*

health clinic, or school-based health center, OR PACE ORGANIZATION that employs a physician shall report the information required by this subsection (6) to the department by January 1 of each year.

**SECTION 2. 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 19, 2009