

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

SB25-190 be amended as follows:

- 1 Amend printed bill, page 3, line 15, after "**add**" insert "(1.1), (6.8), and".
- 2 Page 3, after line 17 insert:
  - 3 (1.1) "ACTIVITIES OF DAILY LIVING" MEANS BASIC SELF-CARE
  - 4 ACTIVITIES, INCLUDING, BUT NOT LIMITED TO, EATING, BATHING,
  - 5 DRESSING, GROOMING, TRANSFERRING FROM BED TO CHAIR, TOILETING,
  - 6 TAKING MEDICATIONS, CLEANING, USING PRISON COMMUNICATIONS
  - 7 SYSTEMS, AND INDEPENDENT AMBULATION."
- 8 Page 3, after line 27 insert:
  - 9 "(6.8) "LICENSED HEALTH-CARE PROVIDER" MEANS A MEDICAL OR
  - 10 BEHAVIORAL HEALTH-CARE PROVIDER LICENSED IN THIS STATE WHO IS
  - 11 EMPLOYED BY OR UNDER CONTRACT WITH THE DEPARTMENT OR A PRIVATE
  - 12 LICENSED HEALTH-CARE PROVIDER WHO IS PROVIDING OR RECENTLY HAS
  - 13 PROVIDED PATIENT CARE TO THE INMATE."
- 14 Page 4, line 6, strike "OR MENTAL".
- 15 Page 4, line 7, strike "CHRONIC" and substitute "CHRONIC, SEVERE,".
- 16 Page 4, line 9, strike "LIVING." and substitute "LIVING ON A DAILY AND
- 17 SUSTAINED BASIS.".
- 18 Page 6, line 11, after "ILLNESS" insert "THAT IS CHRONIC, SEVERE, AND
- 19 LONG TERM IN NATURE".
- 20 Page 6, line 14, strike "LIVING." and substitute "LIVING ON A DAILY AND
- 21 SUSTAINED BASIS.".
- 22 Page 6, line 15, strike "SEVERE DEMENTIA" and substitute "DEMENTIA
- 23 DISEASES AND RELATED DISABILITIES, AS DEFINED IN SECTION 25-1-502,".
- 24 Page 6, lines 20 and 21, strike "WHO IS INVOLVED IN PROVIDING PATIENT
- 25 CARE TO THE INMATE, OR WHO HAS PERSONALLY ASSESSED THE INMATE'S
- 26 CONDITION,".
- 27 Page 7, lines 4 and 5, strike "WHO IS INVOLVED IN PROVIDING PATIENT
- 28 CARE TO THE INMATE, OR WHO HAS PERSONALLY ASSESSED THE INMATE'S
- 29 CONDITION,".
- 30 Page 7, line 12, strike "PAROLE." and substitute "PAROLE; OR".
- 31 Page 7, after line 12 insert:

1           "(III) WHO IS SIXTY-FOUR YEARS OF AGE OR OLDER AND HAS  
2 SERVED AT LEAST TWENTY YEARS OF THE PERSON'S SENTENCE AND WAS  
3 NOT CONVICTED OF A CLASS 1 OR CLASS 2 FELONY FOR A CRIME AS  
4 DEFINED IN SECTION 24-4.1-302 (1); UNLAWFUL SEXUAL BEHAVIOR, AS  
5 DEFINED IN SECTION 16-22-102 (9); A CRIME THAT INCLUDES DOMESTIC  
6 VIOLENCE, AS DEFINED IN SECTION 18-6-800.3 (1); OR STALKING AS  
7 DESCRIBED IN SECTION 18-3-602."

8   Page 8, strike lines 1 and 2 and substitute "A LICENSED HEALTH-CARE  
9 PROVIDER."

10   Page 8, line 6, strike "and (9)" and substitute "(9), and (10)".

11   Page 8, strike line 18 and substitute "PROVIDER".

12   Page 8, line 24, strike "MUST NOT BE" and substitute "IS NOT".

13   Page 10, lines 10 and 11, strike "IF THE PUBLIC DEFENDER LIAISON  
14 PROGRAM IS ASSISTING THE INMATE,".

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16   Page 11, after line 24 insert:

17           "(10) THIS SECTION DOES NOT REQUIRE AN INMATE TO SEEK AN  
18 OUTSIDE MEDICAL OPINION OF IMPAIRMENT OR SECOND OPINION OF ANY  
19 KIND."

20   Page 12, line 24, strike "RESIDENTIAL PROGRAMS ARE COMPLIANT WITH"  
21 and substitute "PROGRAMS HAVE THE ABILITY TO SERVE PERSONS WITH  
22 DISABILITIES AS DEFINED IN".

23   Page 12, strike line 25 and substitute "12101 ET SEQ. IN RESIDENTIAL OR  
24 NONRESIDENTIAL PROGRAMS;".

25   Page 12, strike line 26.

26   Page 13, line 4, strike "AND".

27   Page 13, line 7, strike "OFFENDERS." insert "AGING AND SPECIAL NEEDS  
28 OFFENDERS; AND".

29   Page 13, after line 7, insert:

30           "(g) EVALUATE THE FEASIBILITY OF OPENING OR RETROFITTING  
31 ONE OR MORE LOCATIONS TO BE OPERATED BY THE DEPARTMENT OF  
32 CORRECTIONS AS AN ELDER-CARE FACILITY FOR AGING AND ILL INMATES."

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