

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Business, Labor, & Technology.

SB24-048 be amended as follows:

- 1 Amend printed bill, page 15, after line 9 insert:
2 "SECTION 4. In Colorado Revised Statutes, 27-80-129, **amend**
3 (1)(b)(I) introductory portion, (3), and (4) as follows:
4 **27-80-129. Regulation of recovery residences - rules -**
5 **definitions.** (1) As used in this section:
6 (b) (I) "Recovery residence" ~~"sober living facility", or "sober~~
7 ~~home"~~ means any premises, place, facility, or building that provides
8 housing accommodation for individuals with a primary diagnosis of a
9 substance use disorder that:
10 (3) (a) ~~Effective January 1, 2020,~~ A person shall not operate a
11 ~~facility using the term~~ recovery residence ~~"sober living facility", "sober~~
12 ~~home"~~, or a substantially similar ~~term~~ FACILITY, and a licensed, registered,
13 or certified health-care provider; A MANAGED CARE ENTITY, AS DEFINED
14 IN SECTION 25.5-5-802 (5); A MANAGED CARE ORGANIZATION, AS DEFINED
15 IN SECTION 25.5-5-403 (5); or a licensed health facility shall not refer an
16 individual ~~in need of recovery support services~~ to a ~~facility~~ RECOVERY
17 RESIDENCE, unless the ~~facility~~ RESIDENCE:
18 (a) (I) Is certified by a certifying body as specified in subsection
19 (4) of this section;
20 (b) (II) Is chartered by Oxford House or its successor
21 organization; OR
22 (c) (III) Has been operating as a recovery residence in Colorado
23 for thirty or more years as of May 23, 2019. ~~or~~
24 (d) ~~Is a community-based organization that provides reentry~~
25 ~~services as described in section 17-33-101 (7).~~
26 (b) IF A PERSON IS OPERATING A RECOVERY RESIDENCE OR A
27 SUBSTANTIALLY SIMILAR FACILITY IN VIOLATION OF SUBSECTION (3)(a) OF
28 THIS SECTION, THE BEHAVIORAL HEALTH ADMINISTRATION SHALL SEND
29 THE FACILITY A CEASE-AND-DESIST LETTER.
30 (4) The behavioral health administration ~~in the department of~~
31 ~~human services~~ shall, by rule, determine the requirements for a certifying
32 body seeking approval for purposes of subsection ~~(3)(a)~~ (3)(a)(I) of this
33 section, which rules must include a requirement that a certifying body
34 include a representative from the behavioral health administration on its
35 board."
36 Renumber succeeding sections accordingly.
37 Page 15, line 18, strike "SOBER LIVING FACILITIES, AND SOBER HOMES,".
38 Page 15, line 21, strike "RESIDENCIES, SOBER LIVING FACILITIES, AND
39 SOBER HOMES" and substitute "RESIDENCIES".

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