

**NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.**



HOUSE BILL 13-1155

BY REPRESENTATIVE(S) Gerou, Duran, Levy, Pettersen, Schafer, Young;  
also SENATOR(S) Hodge, Steadman, Lambert.

CONCERNING REVISION OF THE CONDITION PRECEDENT UPON WHICH THE TRANSFERS AUTHORIZED BY HOUSE BILL 12-1268 ARE CONTINGENT.

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

**SECTION 1.** In Colorado Revised Statutes, 24-33.5-1201, **amend** (5) (e) as follows:

**24-33.5-1201. Division of fire prevention and control - creation - public school construction and inspection section - health facility construction and inspection section - legislative declaration.** (5) (e) ~~By October 1, 2012~~ ON DECEMBER 10, 2012, the division and the governor shall submit an application to RECEIVED APPROVAL FROM the secretary of the United States department of health and human services, ~~for a modification to~~ PURSUANT TO SECTION F3 OF the REVISED agreement, DATED OCTOBER 1, 1985, entered into between the secretary and the state of Colorado pursuant to section 1864 of the federal "Social Security Act", 42 U.S.C. sec. 1395aa, ~~which modification allows~~ DATED OCTOBER 1, 1985, AND PURSUANT TO SECTION 4006A OF THE RELATED STATE OPERATION

---

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

MANUAL, FOR THE DIVISION OF FIRE PREVENTION AND CONTROL IN THE DEPARTMENT OF PUBLIC SAFETY TO FULFILL THE DUTIES UNDER THAT LAW ASSOCIATED WITH THE ASSESSMENT OF COMPLIANCE WITH THE FEDERAL FIRE SAFETY CODE REQUIREMENTS FOR HEALTH FACILITIES, AND A MODIFICATION TO WAIVERS FOR RESIDENTIAL MEDICAID PROVIDER TYPES TO ALLOW THE DIVISION TO CONDUCT CONSTRUCTION PLANS AND INSPECTIONS.

**SECTION 2.** In Session Laws of Colorado 2012, **amend** section 15 (1) of chapter 234 as follows:

Section 15. **Effective date.** (1) Except as otherwise provided in subsection (2) of this section, this act takes effect July 1, 2013, only if the division of fire ~~safety~~ PREVENTION AND CONTROL in the department of public safety notifies the revisor of statutes in writing, by June 30, 2013, that the secretary of the United States department of health and human services has granted a ~~modification to~~ APPROVAL UNDER SECTION F3 OF THE REVISED agreement, DATED OCTOBER 1, 1985, entered into between said secretary and the state of Colorado pursuant to section 1864 of the federal "Social Security Act", 42 U.S.C. sec. 1395aa, ~~which modification allows said~~ DATED OCTOBER 1, 1985, AND PURSUANT TO SECTION 4006A OF THE RELATED STATE OPERATIONS MANUAL, FOR THE DIVISION OF FIRE PREVENTION AND CONTROL IN THE DEPARTMENT OF PUBLIC SAFETY TO FULFILL THE DUTIES UNDER THAT LAW ASSOCIATED WITH THE ASSESSMENT OF COMPLIANCE WITH THE FEDERAL FIRE SAFETY CODE REQUIREMENTS FOR HEALTH FACILITIES.

**SECTION 3. 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.

---

Mark Ferrandino  
SPEAKER OF THE HOUSE  
OF REPRESENTATIVES

---

John P. Morse  
PRESIDENT OF  
THE SENATE

---

Marilyn Eddins  
CHIEF CLERK OF THE HOUSE  
OF REPRESENTATIVES

---

Cindi L. Markwell  
SECRETARY OF  
THE SENATE

APPROVED \_\_\_\_\_

---

John W. Hickenlooper  
GOVERNOR OF THE STATE OF COLORADO