

First Regular Session
Sixty-sixth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 07-0133.01 Christy Chase

SENATE BILL 07-213

SENATE SPONSORSHIP

Renfroe,

HOUSE SPONSORSHIP

Kefalas,

Senate Committees
Health and Human Services

House Committees

A BILL FOR AN ACT

101 CONCERNING THE CONTINUATION OF THE LICENSING OF ADDICTION
102 TREATMENT PROGRAMS BY THE DEPARTMENT OF HUMAN
103 SERVICES.

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Sunset Process - Senate Health and Human Services Committee. Continues the licensing of addiction treatment programs under the "Colorado Licensing of Controlled Substances Act" (act) until July 1, 2014. Requires the department of human services (department) to update existing rules or adopt new rules for the implementation of the act by September 1, 2007, and to make the rules available on its web site.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

Repeals the statutorily established license fee for an addiction program and instead allows the department to determine the license fee administratively.

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

2 **SECTION 1.** 12-22-304 (1) (b) (II) (A), Colorado Revised
3 Statutes, is amended to read:

4 **12-22-304. License required - controlled substances - repeal.**

5 (1) In accordance with part 3 of article 18 of title 18, C.R.S., a license
6 issued by the department shall be obtained annually for each place of
7 business or professional practice located in this state by:

8 (b) (II) (A) This paragraph (b) is repealed, effective ~~July 1, 2007~~
9 JULY 1, 2014.

10 **SECTION 2.** 12-22-321 (1), Colorado Revised Statutes, is
11 amended to read:

12 **12-22-321. Rules.** (1) BY SEPTEMBER 1, 2007, the department of
13 human services shall UPDATE RULES EXISTING ON JULY 1, 2007, AND
14 promulgate NEW rules, ~~and regulations~~ AS NECESSARY, to implement the
15 provisions of this part 3 pursuant to the procedures of article 4 of title 24,
16 C.R.S. THE DEPARTMENT SHALL MAKE THE RULES AVAILABLE TO THE
17 PUBLIC ON ITS WEB SITE.

18 **SECTION 3.** 12-22-305 (3) (a) (I), Colorado Revised Statutes, is
19 amended, and the said 12-22-305 (3) is further amended BY THE
20 ADDITION OF A NEW PARAGRAPH, to read:

21 **12-22-305. Issuance of license - fees.** (3) (a) The initial and
22 annual license fees are as follows:

23 (I) ~~Addiction program~~..... \$ ~~25.00~~

24 (a.5) THE INITIAL AND ANNUAL LICENSE FEES FOR AN ADDICTION

1 PROGRAM SHALL BE DETERMINED BY THE DEPARTMENT IN ACCORDANCE
2 WITH THE PROCEDURE FOR FEE ADJUSTMENTS SET FORTH IN SECTION
3 24-34-105, C.R.S.

4 **SECTION 4. Repeal.** 24-34-104 (38) (d), Colorado Revised
5 Statutes, is repealed as follows:

6 **24-34-104. General assembly review of regulatory agencies
7 and functions for termination, continuation, or reestablishment.**

8 (38) The following agencies, functions, or both, shall terminate on July
9 1, 2007:

10 (d) ~~The record-keeping and licensing functions of the department
11 of human services relating to addiction programs under which controlled
12 substances are compounded, administered, or dispensed in accordance
13 with part 3 of article 22 of title 12, C.R.S.;~~

14 **SECTION 5.** 24-34-104 (45), Colorado Revised Statutes, is
15 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

16 **24-34-104. General assembly review of regulatory agencies
17 and functions for termination, continuation, or reestablishment.**

18 (45) The following agencies, functions, or both, shall terminate on July
19 1, 2014:

20 (e) THE RECORD-KEEPING AND LICENSING FUNCTIONS OF THE
21 DEPARTMENT OF HUMAN SERVICES RELATING TO ADDICTION PROGRAMS
22 UNDER WHICH CONTROLLED SUBSTANCES ARE COMPOUNDED,
23 ADMINISTERED, OR DISPENSED IN ACCORDANCE WITH PART 3 OF ARTICLE
24 22 OF TITLE 12, C.R.S.

25 **SECTION 6. Effective date.** This act shall take effect July 1,
26 2007.

27 **SECTION 7. Safety clause.** The general assembly hereby finds,

- 1 determines, and declares that this act is necessary for the immediate
- 2 preservation of the public peace, health, and safety.