

First Regular Session
Sixty-sixth General Assembly
STATE OF COLORADO

ENGROSSED

*This Version Includes All Amendments Adopted
on Second Reading in the House of Introduction*

LLS NO. 07-0133.01 Christy Chase

SENATE BILL 07-213

SENATE SPONSORSHIP

Renfroe,

HOUSE SPONSORSHIP

Kefalas,

Senate Committees

Health and Human Services
Appropriations

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, AND MAKING AN APPROPRIATION IN CONNECTION**
104 **THEREWITH.**

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

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.

SENATE
Amended 2nd Reading
April 18, 2007

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. 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), Colorado Revised Statutes,
3 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8 (b) (II) (A) This paragraph (b) is repealed, effective ~~July 1, 2007~~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 (B) Prior to such repeal, the licensing functions of the department
11 shall be reviewed as provided in section 24-34-104, C.R.S. THE REVIEW
12 SHALL ALSO CONSIDER WHETHER THE LICENSING OF DISTRIBUTORS
13 PURSUANT TO THIS PARAGRAPH (b) SHOULD BE COMBINED WITH THE
14 LICENSING OF ANY OTHER DRUG AND ALCOHOL ADDICTION TREATMENT
15 PROGRAMS BY THE DEPARTMENT.

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

18 **12-22-321. Rules.** (1) BY SEPTEMBER 1, 2007, the department of
19 human services shall UPDATE RULES EXISTING ON JULY 1, 2007, AND
20 promulgate NEW rules, ~~and regulations~~ AS NECESSARY, to implement the
21 provisions of this part 3 pursuant to the procedures of article 4 of title 24,
22 C.R.S. THE DEPARTMENT SHALL MAKE THE RULES AVAILABLE TO THE
23 PUBLIC ON ITS WEB SITE.

1 **SECTION 3.** 12-22-305 (3) (a) (I), Colorado Revised Statutes, is
2 amended to read:

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

5 (I) Addiction program \$ 25.00 \$75.00
6 =====

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8 Statutes, is repealed as follows:

9 **24-34-104. General assembly review of regulatory agencies**
10 **and functions for termination, continuation, or reestablishment.**

11 (38) The following agencies, functions, or both, shall terminate on July
12 1, 2007:

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

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

19 **24-34-104. General assembly review of regulatory agencies**
20 **and functions for termination, continuation, or reestablishment.**

21 (45) The following agencies, functions, or both, shall terminate on July
22 1, 2014:

23 (e) THE RECORD-KEEPING AND LICENSING FUNCTIONS OF THE
24 DEPARTMENT OF HUMAN SERVICES RELATING TO ADDICTION PROGRAMS
25 UNDER WHICH CONTROLLED SUBSTANCES ARE COMPOUNDED,
26 ADMINISTERED, OR DISPENSED IN ACCORDANCE WITH PART 3 OF ARTICLE
27 22 OF TITLE 12, C.R.S.

1 **SECTION 6. Appropriation.** In addition to any other
2 appropriation, there is hereby appropriated, out of any moneys in the
3 controlled substances program fund, created in section 12-22-306,
4 Colorado Revised Statutes, not otherwise appropriated, to the department
5 of human services, for allocation to the alcohol and drug abuse division,
6 for the fiscal year beginning July 1, 2007, the sum of seven hundred
7 dollars (\$700) cash funds, or so much thereof as may be necessary, for the
8 implementation of this act.

9 **SECTION 7. Effective date.** This act shall take effect July 1,
10 2007.

11 **SECTION 8. Safety clause.** The general assembly hereby finds,
12 determines, and declares that this act is necessary for the immediate
13 preservation of the public peace, health, and safety.