

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

February 25, 2010
Date

Committee on Health and Human Services.

After consideration on the merits, the Committee recommends the following:

HB10-1260 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend printed bill, page 7, strike lines 4 through 27.

2 Strike pages 8 through 10.

3 Page 11, strike lines 1 through 7 and substitute:

4 "SECTION 6. 25-3.5-103, Colorado Revised Statutes, is
5 amended BY THE ADDITION OF A NEW SUBSECTION to read:

6 **25-3.5-103. Definitions.** As used in this article, unless the context
7 otherwise requires:

8 (7.5) "EMERGENCY MEDICAL PRACTICE ADVISORY COUNCIL" OR
9 "ADVISORY COUNCIL" MEANS THE EMERGENCY MEDICAL PRACTICE
10 ADVISORY COUNCIL CREATED IN SECTION 25-3.5-206.

11 **SECTION 7.** 25-3.5-201 (1), Colorado Revised Statutes, is
12 amended to read:

13 **25-3.5-201. Training programs.** (1) The department shall
14 design and establish specialized curricula for personnel who respond
15 routinely to emergencies. ~~Each curriculum shall be approved by the~~
16 ~~council in consultation with the state board of medical examiners.~~ The
17 board of county commissioners may select from the various curricula
18 available those courses meeting the minimum requirements established
19 by said board.

1 **SECTION 8.** 25-3.5-203 (1) (a), Colorado Revised Statutes, is
2 amended, and the said 25-3.5-203 (1) is further amended BY THE
3 ADDITION OF A NEW PARAGRAPH, to read:

4 **25-3.5-203. Emergency medical technicians - certification -**
5 **renewal of certificate - duties of department - rules - criminal history**
6 **record checks - repeal.** (1) (a) (I) PRIOR TO JANUARY 1, 2011, the duties
7 and functions of emergency medical technicians, including the acts that
8 they are authorized to perform subject to the medical direction of a
9 licensed physician, shall be regulated by rules adopted by the Colorado
10 ~~state~~ MEDICAL board. ~~of medical examiners~~. The council shall advise and
11 make recommendations to said board concerning such rules before final
12 adoption.

13 (II) THIS PARAGRAPH (a) IS REPEALED, EFFECTIVE JANUARY 1,
14 2011.

15 (a.5) ON AND AFTER JANUARY 1, 2011, THE EXECUTIVE DIRECTOR
16 OR CHIEF MEDICAL OFFICER SHALL REGULATE THE ACTS EMERGENCY
17 MEDICAL TECHNICIANS ARE AUTHORIZED TO PERFORM SUBJECT TO THE
18 MEDICAL DIRECTION OF A LICENSED PHYSICIAN. THE EXECUTIVE
19 DIRECTOR OR CHIEF MEDICAL OFFICER, AFTER CONSIDERING THE ADVICE
20 AND RECOMMENDATIONS OF THE ADVISORY COUNCIL, SHALL ADOPT AND
21 REVISE RULES, AS NECESSARY, REGARDING THE REGULATION OF
22 EMERGENCY MEDICAL TECHNICIANS AND THEIR DUTIES AND FUNCTIONS.
23 THE EXECUTIVE DIRECTOR OR CHIEF MEDICAL OFFICER MAY ADOPT THE
24 RULES PRIOR TO JANUARY 1, 2011, BUT THE RULES SHALL NOT TAKE
25 EFFECT UNTIL JANUARY 1, 2011, OR LATER.

26 **SECTION 9.** 25-3.5-205 (5) (a), Colorado Revised Statutes, is
27 amended to read:

28 **25-3.5-205. Emergency medical technicians - investigations -**
29 **discipline.** (5) For the purposes of this section:

30 (a) "Medical director" means a physician who supervises certified
31 emergency medical technicians consistent with the rules adopted ~~by the~~
32 ~~board of medical examiners~~ BY THE EXECUTIVE DIRECTOR OR CHIEF
33 MEDICAL OFFICER, AS APPLICABLE, PURSUANT TO SECTION 25-3.5-206.

1 **SECTION 10.** Part 2 of article 3.5 of title 25, Colorado Revised
2 Statutes, is amended BY THE ADDITION OF A NEW SECTION to
3 read:

4 **25-3.5-206. Emergency medical practice advisory council -**
5 **creation - powers and duties - emergency medical technician scope of**
6 **practice rules.** (1) THERE IS HEREBY CREATED WITHIN THE
7 DEPARTMENT, AS A TYPE 2 ENTITY UNDER THE DIRECTION OF THE
8 EXECUTIVE DIRECTOR OF THE DEPARTMENT, THE EMERGENCY MEDICAL
9 PRACTICE ADVISORY COUNCIL, REFERRED TO IN THIS PART 2 AS THE
10 "ADVISORY COUNCIL". THE ADVISORY COUNCIL IS RESPONSIBLE FOR
11 ADVISING THE DEPARTMENT REGARDING THE APPROPRIATE SCOPE OF
12 PRACTICE FOR EMERGENCY MEDICAL TECHNICIANS CERTIFIED PURSUANT
13 TO SECTION 25-3.5-203.

14 (2) (a) THE EMERGENCY MEDICAL PRACTICE ADVISORY COUNCIL
15 SHALL CONSIST OF THE FOLLOWING ELEVEN MEMBERS:

16 (I) EIGHT VOTING MEMBERS APPOINTED BY THE GOVERNOR AS
17 FOLLOWS:

18 (A) TWO PHYSICIANS LICENSED IN GOOD STANDING IN COLORADO
19 WHO ARE ACTIVELY SERVING AS EMERGENCY MEDICAL SERVICE MEDICAL
20 DIRECTORS AND ARE PRACTICING IN RURAL OR FRONTIER COUNTIES;

21 (B) TWO PHYSICIANS LICENSED IN GOOD STANDING IN COLORADO
22 WHO ARE ACTIVELY SERVING AS EMERGENCY MEDICAL SERVICE MEDICAL
23 DIRECTORS AND ARE PRACTICING IN URBAN COUNTIES;

24 (C) ONE PHYSICIAN LICENSED IN GOOD STANDING IN COLORADO
25 WHO IS ACTIVELY SERVING AS AN EMERGENCY MEDICAL SERVICE MEDICAL
26 DIRECTOR IN ANY AREA OF THE STATE;

27 (D) ONE EMERGENCY MEDICAL TECHNICIAN CERTIFIED AT AN
28 ADVANCED LIFE SUPPORT LEVEL WHO IS ACTIVELY INVOLVED IN THE
29 PROVISION OF EMERGENCY MEDICAL SERVICES;

30 (E) ONE EMERGENCY MEDICAL TECHNICIAN CERTIFIED AT A BASIC
31 LIFE SUPPORT LEVEL WHO IS ACTIVELY INVOLVED IN THE PROVISION OF
32 EMERGENCY MEDICAL SERVICES; AND

1 (F) ONE EMERGENCY MEDICAL TECHNICIAN CERTIFIED AT ANY
2 LEVEL WHO IS ACTIVELY INVOLVED IN THE PROVISION OF EMERGENCY
3 MEDICAL SERVICES;

4 (II) ONE VOTING MEMBER WHO, AS OF THE EFFECTIVE DATE OF
5 THIS SECTION, IS A MEMBER OF THE STATE EMERGENCY MEDICAL AND
6 TRAUMA SERVICES ADVISORY COUNCIL, APPOINTED BY THE EXECUTIVE
7 DIRECTOR OF THE DEPARTMENT; AND

8 (III) TWO NONVOTING EX OFFICIO MEMBERS APPOINTED BY THE
9 EXECUTIVE DIRECTOR OF THE DEPARTMENT.

10 (b) MEMBERS OF THE ADVISORY COUNCIL SHALL SERVE
11 FOUR-YEAR TERMS; EXCEPT THAT, OF THE MEMBERS INITIALLY APPOINTED
12 TO THE ADVISORY COUNCIL BY THE GOVERNOR, FOUR MEMBERS SHALL
13 SERVE THREE-YEAR TERMS. A VACANCY ON THE ADVISORY COUNCIL
14 SHALL BE FILLED BY APPOINTMENT BY THE APPOINTING AUTHORITY FOR
15 THAT VACANT POSITION FOR THE REMAINDER OF THE UNEXPIRED TERM.
16 MEMBERS SERVE AT THE PLEASURE OF THE APPOINTING AUTHORITY AND
17 CONTINUE IN OFFICE UNTIL THE MEMBER'S SUCCESSOR IS APPOINTED.

18 (c) MEMBERS OF THE ADVISORY COUNCIL SHALL SERVE WITHOUT
19 COMPENSATION BUT SHALL BE REIMBURSED FROM THE EMERGENCY
20 MEDICAL SERVICES ACCOUNT, CREATED IN SECTION 25-3.5-603, FOR THEIR
21 ACTUAL AND NECESSARY TRAVEL EXPENSES INCURRED IN THE
22 PERFORMANCE OF THEIR DUTIES UNDER THIS ARTICLE.

23 (d) THE ADVISORY COUNCIL SHALL ELECT A CHAIR AND
24 VICE-CHAIR FROM ITS MEMBERS.

25 (e) THE ADVISORY COUNCIL SHALL MEET AT LEAST QUARTERLY
26 AND MORE FREQUENTLY AS NECESSARY TO FULFILL ITS OBLIGATIONS.

27 (f) THE DEPARTMENT SHALL PROVIDE STAFF SUPPORT TO THE
28 ADVISORY COUNCIL.

29 (g) AS USED IN THIS SUBSECTION (2), "LICENSED IN GOOD
30 STANDING" MEANS THAT THE PHYSICIAN HOLDS A CURRENT, VALID
31 LICENSE TO PRACTICE MEDICINE IN COLORADO THAT IS NOT SUBJECT TO
32 ANY RESTRICTIONS.

1 (3) THE ADVISORY COUNCIL SHALL PROVIDE GENERAL TECHNICAL
2 EXPERTISE ON MATTERS RELATED TO THE PROVISION OF PATIENT CARE BY
3 EMERGENCY MEDICAL TECHNICIANS AND SHALL ADVISE OR MAKE
4 RECOMMENDATIONS TO THE DEPARTMENT IN THE FOLLOWING AREAS:

5 (a) THE ACTS AND MEDICATIONS THAT CERTIFIED EMERGENCY
6 MEDICAL TECHNICIANS AT EACH LEVEL OF CERTIFICATION ARE
7 AUTHORIZED TO PERFORM OR ADMINISTER UNDER THE DIRECTION OF A
8 PHYSICIAN MEDICAL DIRECTOR;

9 (b) REQUESTS FOR WAIVERS TO THE SCOPE OF PRACTICE RULES
10 ADOPTED PURSUANT TO THIS SECTION AND SECTION 25-3.5-203 (1) (a.5);

11 (c) MODIFICATIONS TO EMERGENCY MEDICAL TECHNICIAN
12 CERTIFICATION LEVELS AND CAPABILITIES; AND

13 (d) CRITERIA FOR PHYSICIANS TO SERVE AS EMERGENCY MEDICAL
14 SERVICE MEDICAL DIRECTORS.

15 (4) (a) THE EXECUTIVE DIRECTOR OR, IF THE EXECUTIVE DIRECTOR
16 IS NOT A PHYSICIAN, THE CHIEF MEDICAL OFFICER SHALL ADOPT RULES IN
17 ACCORDANCE WITH ARTICLE 4 OF TITLE 24, C.R.S., CONCERNING THE
18 SCOPE OF PRACTICE OF EMERGENCY MEDICAL TECHNICIANS FOR
19 PREHOSPITAL CARE. THE RULES SHALL INCLUDE, BUT NOT BE LIMITED TO,
20 THE FOLLOWING:

21 (I) ALLOWABLE ACTS FOR EACH LEVEL OF EMERGENCY MEDICAL
22 TECHNICIAN CERTIFICATION AND THE MEDICATIONS THAT EACH LEVEL OF
23 EMERGENCY MEDICAL TECHNICIAN CERTIFICATION CAN ADMINISTER;

24 (II) DEFINING THE PHYSICIAN MEDICAL DIRECTION THAT IS
25 REQUIRED FOR APPROPRIATE OVERSIGHT OF AN EMERGENCY MEDICAL
26 TECHNICIAN BY AN EMERGENCY MEDICAL SERVICES MEDICAL DIRECTOR;

27 (III) CRITERIA FOR REQUESTS TO WAIVE THE SCOPE OF PRACTICE
28 RULES AND THE CONDITIONS FOR SUCH WAIVERS; AND

29 (IV) MINIMUM STANDARDS FOR PHYSICIANS TO BE EMERGENCY
30 MEDICAL SERVICES MEDICAL DIRECTORS.

1 (b) RULES ADOPTED PURSUANT TO THIS SUBSECTION (4)
2 SUPERSEDE ANY RULES OF THE COLORADO MEDICAL BOARD REGARDING
3 THE MATTERS SET FORTH IN THIS SUBSECTION (4).

4 **SECTION 11.** 25-3.5-603 (3) (c) (I), Colorado Revised Statutes,
5 is amended to read:

6 **25-3.5-603. Emergency medical services account - creation -**
7 **allocation of funds.** (3) On and after July 1, 2002, moneys in the
8 emergency medical services account shall be appropriated:

9 (c) To the direct and indirect costs of planning, developing,
10 implementing, maintaining, and improving the statewide emergency
11 medical and trauma services system. Such costs shall include:

12 (I) Providing technical assistance and support to local
13 governments, local emergency medical and trauma service providers, and
14 RETACs operating a statewide data collection system, coordinating local
15 and state programs, providing assistance in selection and purchasing of
16 medical and communication equipment, ~~and~~ administering the EMTS
17 grant program, AND ESTABLISHING AND MAINTAINING SCOPE OF PRACTICE
18 FOR CERTIFIED MEDICAL TECHNICIANS; and

19 **SECTION 12.** 25-3.5-706, Colorado Revised Statutes, is
20 amended to read:

21 **25-3.5-706. Immunity from liability.** The department, the board,
22 the council as defined in section 25-3.5-703 (3.5), a RETAC as defined
23 in section 25-3.5-703 (6.8), THE EMERGENCY MEDICAL PRACTICE
24 ADVISORY COUNCIL CREATED IN SECTION 25-3.5-206, key resource
25 facilities, any other public or private entity acting on behalf of or under
26 contract with the department, and counties and cities and counties shall
27 be immune from civil and criminal liability and from regulatory sanction
28 for acting in compliance with the provisions of this part 7. Nothing in
29 this section shall be construed as providing any immunity to such entities
30 or any other person in connection with the provision of medical treatment,
31 care, or services that are governed by the medical malpractice statutes,
32 article 64 of title 13, C.R.S.

33 **SECTION 13.** 12-36-106 (3), Colorado Revised Statutes, is
34 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

1 **12-36-106. Practice of medicine defined - exemptions from**
2 **licensing requirements - unauthorized practice by physician**
3 **assistants - penalties - repeal.** (3) Nothing in this section shall be
4 construed to prohibit, or to require a license or a physician training license
5 under this article with respect to, any of the following acts:

6 (w) THE RENDERING OF SERVICES BY AN EMERGENCY MEDICAL
7 TECHNICIAN CERTIFIED PURSUANT TO SECTION 25-3.5-203, C.R.S., AS
8 LONG AS THE SERVICES RENDERED ARE CONSISTENT WITH RULES ADOPTED
9 BY THE EXECUTIVE DIRECTOR OR CHIEF MEDICAL OFFICER, AS APPLICABLE,
10 PURSUANT TO SECTION 25-3.5-206, C.R.S., DEFINING THE DUTIES AND
11 FUNCTIONS OF EMERGENCY MEDICAL TECHNICIANS."

12 Renumber succeeding sections accordingly.

13 Page 11, line 16, strike "and".

14 Page 11, after line 16 insert:

15 "(B) ONE MEMBER LICENSED UNDER THIS ARTICLE AS A PHYSICIAN
16 ASSISTANT; and".

17 Page 11, line 17, strike "(B) ~~four~~ FIVE" and substitute "(C) Four".

18 Page 11, line 25, strike "PUBLIC MEMBER" and substitute "PHYSICIAN
19 ASSISTANT".

20 Page 12, line 3, strike "PUBLIC MEMBER" and substitute "PHYSICIAN
21 ASSISTANT".

22 Page 12, line 10, after "licensed" insert "IN GOOD STANDING".

23 Page 13, line 14, strike "Regular meetings" and substitute "~~Regular~~
24 Meetings".

25 Page 13, line 15, strike "either panel," and substitute "~~either~~ ANY panel"
26 and strike "section 12-36-118," and substitute "~~section 12-36-118~~; THIS
27 ARTICLE".

28 Page 15, line 8, strike "PERSON," and substitute "PERSON OR UPON
29 CREDIBLE EVIDENCE IN A MOTION OF THE LICENSING PANEL,".

- 1 Page 18, line 21, strike "person," and substitute "person OR IN ITS OWN
2 MOTION,".
- 3 Page 18, line 27, strike "or" and substitute "or".
- 4 Page 19, line 24, strike "DIRECTOR" and substitute "AMENDMENT SHALL
5 NOT TAKE EFFECT.".
- 6 Page 19, strike lines 25 through 27.
- 7 Page 20, strike lines 1 through 4.
- 8 Page 21, line 9, strike "DIRECTOR" and substitute "AMENDMENT SHALL
9 NOT TAKE EFFECT.".
- 10 Page 21, strike lines 10 through 16.
- 11 Page 23, after line 3 insert:
- 12 "(6) THE BOARD MAY REFRAIN FROM ISSUING A PRO BONO LICENSE
13 IN ACCORDANCE WITH SECTION 12-36-116.".
- 14 Renumber succeeding subsection accordingly.
- 15 Page 26, line 10, strike "(3) (b) and (5) (b) (I)," and substitute "(3) (b), (5)
16 (b) (I), and (5) (b) (II) (B),".
- 17 Page 28, line 16, strike "THREE" and substitute "FOUR".
- 18 Page 28, line 19, strike "THREE" and substitute "FOUR".
- 19 Page 28, after line 22 insert:
- 20 "(II) For purposes of this subsection (5), "personal and responsible
21 direction and supervision" means that the direction and supervision of a
22 physician assistant ~~must be~~ IS personally rendered by a licensed physician
23 practicing in the state of Colorado and IS not RENDERED through
24 intermediaries. The extent of direction and supervision shall be
25 determined by rules ~~and regulations~~ promulgated by the board and as
26 otherwise provided in this paragraph (b); except that, when a physician
27 assistant is performing a delegated medical function in an acute care
28 hospital, the board shall allow supervision and direction to be performed

1 without the physical presence of the physician during the time the
2 delegated medical functions are being implemented if:

3 (B) The licensed supervising physician reviews the quality of
4 medical services rendered by the physician assistant ~~every two working~~
5 ~~days~~ by reviewing the medical records to assure compliance with the
6 physicians' directions; and".

7 Page 32, line 19, strike "AND DETERMINE".

8 Page 33, line 2, strike "BOARD AND CONSISTENT WITH ANY" and substitute
9 "BOARD."

10 Page 33, strike line 3.

11 Page 33, line 9, strike "BOARD" and substitute "PARTIES" and after
12 "MODIFY" insert "OR DISSOLVE".

13 Page 33, line 10, strike "IF THE".

14 Page 33, strike lines 11 through 18.

15 Page 36, line 6, strike "and (3)," and substitute "(3), and (4),".

16 Page 39, after line 12 insert:

17 ~~"(4) Each physician, dentist, or health care institution, subject to~~
18 ~~the provisions of this section, shall pay, in addition to any license fee,~~
19 ~~certification fee, or fee for such other authority, an additional fee in an~~
20 ~~amount to be determined by the appropriate authority which issues or~~
21 ~~administers such license, certification, or other authority, not to exceed~~
22 ~~fifteen dollars. Such fee shall be transmitted to the state treasurer, who~~
23 ~~shall credit the same to the division of registrations cash fund, which~~
24 ~~moneys shall be used exclusively for the purposes of this article as~~
25 ~~annually appropriated by the general assembly."~~

26 Page 48, strike line 17 and substitute "amended to read:".

27 Page 48, line 18, strike "(a)".

28 Page 48, strike lines 26 and 27.

1 Page 49, strike lines 1 through 5.

2 Page 56, line 11, after "association," insert "OR THE SUCCESSOR OF EITHER
3 ENTITY,".

4 Page 59, after line 7 insert:

5 **"SECTION 46.** 12-36-134 (1) (b) and (1) (d), the introductory
6 portion to 12-36-134 (1) (g), and 12-36-134 (1) (g) (I), (1) (g) (II), (1) (g)
7 (III), (3), (4), and (5), Colorado Revised Statutes, are amended to read:

8 **12-36-134. Professional service corporations, limited liability**
9 **companies, and registered limited liability partnerships for the**
10 **practice of medicine - definitions.** (1) Persons licensed to practice
11 medicine by the board may form professional service corporations for
12 such persons' practice of medicine under the "Colorado Business
13 Corporation Act", articles 101 to 117 of title 7, C.R.S., if such
14 corporations are organized and operated in accordance with the
15 provisions of this section. The articles of incorporation of such
16 corporations shall contain provisions complying with the following
17 requirements:

18 (b) The corporation ~~shall be~~ IS organized solely for the purpose of
19 permitting individuals to conduct the practice of medicine through a
20 corporate entity, so long as all the individuals are actively licensed ~~by the~~
21 ~~board to practice medicine~~ PHYSICIANS OR PHYSICIAN ASSISTANTS in the
22 state of Colorado.

23 (d) All shareholders of the corporation ~~shall be~~ ARE persons
24 licensed by the board to practice medicine in the state of Colorado ~~and~~
25 who at all times own their shares in their own right; ~~They~~ EXCEPT THAT
26 ONE OR MORE PERSONS LICENSED BY THE BOARD AS A PHYSICIAN
27 ASSISTANT MAY BE A SHAREHOLDER OF THE CORPORATION AS LONG AS
28 THE PHYSICIAN SHAREHOLDERS MAINTAIN MAJORITY OWNERSHIP OF THE
29 CORPORATION. THE SHAREHOLDERS shall be individuals who, except for
30 illness, accident, time spent in the armed services, on vacations, and on
31 leaves of absence not to exceed one year, are actively engaged in the
32 practice of medicine OR AS A PHYSICIAN ASSISTANT in the offices of the
33 corporation.

34 (g) The articles of incorporation ~~shall provide~~ PROVIDES and all
35 shareholders of the corporation ~~shall~~ agree that all shareholders of the

1 corporation ~~shall be~~ ARE jointly and severally liable for all acts, errors,
2 and omissions of the employees of the corporation or that all shareholders
3 of the corporation ~~shall be~~ ARE jointly and severally liable for all acts,
4 errors, and omissions of the employees of the corporation, except during
5 periods of time when each ~~person licensed by the board to practice~~
6 ~~medicine in Colorado~~ LICENSEE who is a shareholder or any employee of
7 the corporation has a professional liability policy insuring himself or
8 herself and all employees who are not licensed ~~to practice medicine~~
9 PURSUANT TO THIS ARTICLE who act at his or her direction, in the amount
10 of fifty thousand dollars for each claim and an aggregate top limit of
11 liability per year for all claims of one hundred fifty thousand dollars, or
12 the corporation maintains in good standing professional liability insurance
13 ~~which shall meet~~ THAT MEETS the following minimum standards:

14 (I) The insurance ~~shall insure~~ INSURES the corporation against
15 liability imposed upon the corporation by law for damages resulting from
16 any claim made against the corporation arising out of the performance of
17 professional services for others by those officers and employees of the
18 corporation who are ~~licensed by the board to practice medicine~~
19 LICENSEES.

20 (II) ~~Such~~ THE policies ~~shall~~ insure the corporation against liability
21 imposed upon it by law for damages arising out of the acts, errors, and
22 omissions of all nonprofessional employees.

23 (III) The insurance ~~shall be~~ IS in an amount for each claim of at
24 least fifty thousand dollars multiplied by the number of ~~persons licensed~~
25 ~~to practice medicine~~ LICENSEES employed by the corporation. The policy
26 may provide for an aggregate top limit of liability per year for all claims
27 of one hundred fifty thousand dollars also multiplied by the number of
28 ~~persons licensed to practice medicine~~ LICENSEES employed by the
29 corporation, but no firm shall be required to carry insurance in excess of
30 three hundred thousand dollars for each claim with an aggregate top limit
31 of liability for all claims during the year of nine hundred thousand dollars.

32 (3) The corporation shall do nothing ~~which~~ THAT, if done by a
33 ~~person licensed to practice medicine in the state of Colorado,~~ LICENSEE
34 employed by it THE CORPORATION, would violate the standards of
35 professional conduct as provided for in section 12-36-117. Any violation
36 OF THIS SECTION by the corporation ~~of this section shall be~~ IS grounds for
37 the board to ~~terminate~~ REVOKE or suspend the LICENSE OF THE person or
38 persons responsible for the violation. ~~from the practice of medicine.~~

1 (4) Nothing in this section shall be deemed to diminish or change
2 DIMINISHES OR CHANGES the obligation of each person licensed to practice
3 ~~medicine~~ LICENSEE employed by the corporation to conduct his OR HER
4 practice in accordance with the standards of professional conduct
5 provided for in section 12-36-117. Any person licensed by the board to
6 ~~practice medicine~~ LICENSEE who, by act or omission, causes the
7 corporation to act or fail to act in a way ~~which~~ THAT violates ~~such~~ THE
8 standards of professional conduct, including any provision of this section,
9 ~~shall be deemed~~ IS personally responsible for such act or omission and
10 ~~shall be~~ IS subject to discipline ~~therefor~~ FOR THE ACT OR OMISSION.

11 (5) Nothing in this section shall be deemed to modify MODIFIES
12 the physician-patient privilege specified in section 13-90-107 (1) (d),
13 C.R.S."

14 Renumber succeeding sections accordingly.

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