

**Second Regular Session
Sixty-seventh General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 10-0248.01 Richard Sweetman

HOUSE BILL 10-1050

HOUSE SPONSORSHIP

Tyler, Riesberg, Soper

SENATE SPONSORSHIP

Tochtrop, Williams

House Committees

Health and Human Services

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING A CENTRAL ON-LINE REGISTRY OF MEDICAL ORDERS FOR**
102 **SCOPE OF TREATMENT FORMS.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)

Hospice and Palliative Care in Colorado. The bill requires the department of public health and environment (department) to create and maintain an on-line registry of medical orders for scope of treatment forms (registry). The bill also creates the medical forms on-line registry cash fund (fund) and authorizes the department to solicit and accept gifts,

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.*

grants, and donations to the fund to create and maintain the registry.

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

2 **SECTION 1.** Part 12 of article 1 of title 25, Colorado Revised
3 Statutes, is amended BY THE ADDITION OF A NEW SECTION to
4 read:

5 **25-1-1204. On-line exchange of advanced directives forms**
6 **permitted.** A PUBLIC OR PRIVATE ENTITY, INCLUDING BUT NOT LIMITED
7 TO A NONPROFIT ORGANIZATION, THAT FACILITATES THE EXCHANGE OF
8 HEALTH INFORMATION AMONG CONSUMERS, EMPLOYERS, DOCTORS,
9 HOSPITALS, NURSING HOMES, PHARMACIES, HOME HEALTH AGENCIES,
10 HEALTH PLANS, AND LOCAL HEALTH INFORMATION AGENCIES THROUGH
11 THE USE OF HEALTH INFORMATION TECHNOLOGY MAY FACILITATE THE
12 VOLUNTARY, SECURE, AND CONFIDENTIAL EXCHANGE OF FORMS
13 CONTAINING ADVANCED DIRECTIVES REGARDING A PERSON'S ACCEPTANCE
14 OR REJECTION OF LIFE-SUSTAINING MEDICAL OR SURGICAL TREATMENT.

15 **SECTION 2.** 25-1.5-101 (1), Colorado Revised Statutes, is
16 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

17 **25-1.5-101. Powers and duties of department.** (1) The
18 department has, in addition to all other powers and duties imposed upon
19 it by law, the powers and duties provided in this section as follows:

20 (bb) TO INCLUDE ON ITS PUBLIC WEB SITE HOME PAGE A LINK TO
21 FORMS CONTAINING ADVANCED DIRECTIVES REGARDING A PERSON'S
22 ACCEPTANCE OR REJECTION OF LIFE-SUSTAINING MEDICAL OR SURGICAL
23 TREATMENT, WHICH FORMS ARE AVAILABLE TO BE DOWNLOADED
24 ELECTRONICALLY.

25 **SECTION 3. Act subject to petition - effective date.** This act

1 shall take effect at 12:01 a.m. on the day following the expiration of the
2 ninety-day period after final adjournment of the general assembly (August
3 11, 2010, if adjournment sine die is on May 12, 2010); except that, if a
4 referendum petition is filed pursuant to section 1 (3) of article V of the
5 state constitution against this act or an item, section, or part of this act
6 within such period, then the act, item, section, or part shall not take effect
7 unless approved by the people at the general election to be held in
8 November 2010 and shall take effect on the date of the official
9 declaration of the vote thereon by the governor.