

Second Regular Session  
Sixty-seventh General Assembly  
STATE OF COLORADO

INTRODUCED

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 1 of article 1.5 of title 25, Colorado Revised  
3 Statutes, is amended BY THE ADDITION OF A NEW SECTION to  
4 read:

5 **25-1.5-110. Central registry for medical orders for scope of**  
6 **treatment forms - cash fund.** (1) ON AND AFTER JULY 1, 2010, THE  
7 DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT SHALL CREATE AND  
8 MAINTAIN ON ITS PUBLIC WEB SITE A CENTRAL REGISTRY FOR MEDICAL  
9 ORDERS FOR SCOPE OF TREATMENT FORMS AS DESCRIBED IN THIS SECTION.

10 (2) THE CENTRAL REGISTRY CREATED AND MAINTAINED PURSUANT  
11 TO SUBSECTION (1) OF THIS SECTION SHALL:

12 (a) MAKE AVAILABLE TO MEMBERS OF THE PUBLIC MEDICAL  
13 ORDERS FOR SCOPE OF TREATMENT FORMS AS DOWNLOADABLE  
14 DOCUMENTS FROM THE REGISTRY;

15 (b) ALLOW MEMBERS OF THE PUBLIC TO ELECTRONICALLY SUBMIT  
16 COMPLETED MEDICAL ORDERS FOR SCOPE OF TREATMENT FORMS TO THE  
17 REGISTRY;

18 (c) STORE COMPLETED MEDICAL ORDERS FOR SCOPE OF  
19 TREATMENT FORMS THAT HAVE BEEN SUBMITTED TO THE REGISTRY BY  
20 MEMBERS OF THE PUBLIC;

21 (d) IMPLEMENT APPROPRIATE DATA SECURITY TECHNOLOGY TO  
22 ENSURE THE CONFIDENTIALITY OF THE CONTENTS OF COMPLETED MEDICAL  
23 ORDERS FOR SCOPE OF TREATMENT FORMS THAT HAVE BEEN SUBMITTED  
24 TO THE REGISTRY BY MEMBERS OF THE PUBLIC; AND

25 (e) ALLOW A PHYSICIAN TO USE HIS OR HER NATIONAL PROVIDER

1 IDENTIFIER NUMBER, WHICH NUMBER HAS BEEN ISSUED BY THE CENTERS  
2 FOR MEDICARE AND MEDICAID SERVICES WITHIN THE UNITED STATES  
3 DEPARTMENT OF HEALTH AND HUMAN SERVICES, TO ACCESS COMPLETED  
4 MEDICAL ORDERS FOR SCOPE OF TREATMENT FORMS THAT HAVE BEEN  
5 SUBMITTED TO THE REGISTRY BY MEMBERS OF THE PUBLIC.

6 (3) IN ADDITION TO ANY FUNDS APPROPRIATED FOR THE  
7 IMPLEMENTATION OF THIS SECTION, THE DEPARTMENT OF PUBLIC HEALTH  
8 AND ENVIRONMENT IS AUTHORIZED TO SOLICIT AND ACCEPT GIFTS,  
9 GRANTS, OR DONATIONS OF ANY KIND FROM ANY PRIVATE SOURCE OR  
10 FROM ANY GOVERNMENTAL UNIT TO CARRY OUT THE PURPOSES OF THIS  
11 SECTION SUBJECT TO THE CONDITIONS UPON WHICH THE GIFTS, GRANTS, OR  
12 DONATIONS ARE MADE; EXCEPT THAT NO GIFT, GRANT, OR DONATION  
13 SHALL BE ACCEPTED IF THE CONDITIONS ATTACHED THERETO REQUIRE THE  
14 USE OR EXPENDITURE THEREOF IN A MANNER CONTRARY TO LAW OR  
15 REQUIRE EXPENDITURES FROM THE GENERAL FUND UNLESS SUCH  
16 EXPENDITURES ARE APPROVED BY THE GENERAL ASSEMBLY. ALL SUCH  
17 GIFTS, GRANTS, OR DONATIONS SHALL BE TRANSMITTED TO THE STATE  
18 TREASURER, WHO SHALL CREDIT THE SAME TO THE CASH FUND CREATED  
19 IN SUBSECTION (4) OF THIS SECTION.

20 (4) (a) THERE IS HEREBY CREATED IN THE STATE TREASURY THE  
21 MEDICAL FORMS ON-LINE REGISTRY CASH FUND. THE CASH FUND SHALL  
22 CONSIST OF:

23 (I) SUCH MONEYS AS MAY BE APPROPRIATED TO THE CASH FUND  
24 BY THE GENERAL ASSEMBLY;

25 (II) ANY GIFTS, GRANTS, OR DONATIONS RECEIVED BY THE  
26 DEPARTMENT FOR THE CASH FUND PURSUANT TO SUBSECTION (3) OF THIS  
27 SECTION; AND

1 (III) ANY OTHER MONEYS DIRECTED TO THE CASH FUND BY THE  
2 DEPARTMENT.

3 (b) THE MONEYS IN THE CASH FUND SHALL BE SUBJECT TO ANNUAL  
4 APPROPRIATION BY THE GENERAL ASSEMBLY FOR THE DIRECT AND  
5 INDIRECT COSTS ASSOCIATED WITH THE IMPLEMENTATION OF THE  
6 REGISTRY PURSUANT TO THE PROVISIONS OF THIS SECTION.

7 (c) ANY MONEYS IN THE CASH FUND NOT EXPENDED FOR THE  
8 PURPOSE OF THIS SECTION MAY BE INVESTED BY THE STATE TREASURER AS  
9 PROVIDED BY LAW. ALL INTEREST AND INCOME DERIVED FROM THE  
10 INVESTMENT AND DEPOSIT OF MONEYS IN THE CASH FUND SHALL BE  
11 CREDITED TO THE CASH FUND. ANY UNEXPENDED AND UNENCUMBERED  
12 MONEYS REMAINING IN THE CASH FUND AT THE END OF A FISCAL YEAR  
13 SHALL REMAIN IN THE CASH FUND AND SHALL NOT BE CREDITED OR  
14 TRANSFERRED TO THE GENERAL FUND OR ANOTHER FUND.

15 **SECTION 2. Act subject to petition - effective date.** This act  
16 shall take effect at 12:01 a.m. on the day following the expiration of the  
17 ninety-day period after final adjournment of the general assembly (August  
18 11, 2010, if adjournment sine die is on May 12, 2010); except that, if a  
19 referendum petition is filed pursuant to section 1 (3) of article V of the  
20 state constitution against this act or an item, section, or part of this act  
21 within such period, then the act, item, section, or part shall not take effect  
22 unless approved by the people at the general election to be held in  
23 November 2010 and shall take effect on the date of the official  
24 declaration of the vote thereon by the governor.