

NOTE: This bill has been prepared for the signature of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.

An Act

HOUSE BILL 10-1050

BY REPRESENTATIVE(S) Tyler, Riesberg, Soper, Curry, Ferrandino, Kefalas, Labuda, McFadyen, Middleton, Pace, Roberts, Schafer S., Solano, Vigil;
also SENATOR(S) Tochtrop, Williams, Boyd, Newell, Steadman.

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

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

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

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

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

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

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

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

SECTION 3. Act subject to petition - effective date. This act shall take effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 11, 2010, if adjournment sine die is on May 12, 2010); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part shall not take effect unless

approved by the people at the general election to be held in November 2010 and shall take effect on the date of the official declaration of the vote thereon by the governor.

Terrance D. Carroll
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Brandon C. Shaffer
PRESIDENT OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Karen Goldman
SECRETARY OF
THE SENATE

APPROVED _____

Bill Ritter, Jr.
GOVERNOR OF THE STATE OF COLORADO