

An Act

HOUSE BILL 12-1065

BY REPRESENTATIVE(S) Lee, Brown, Court, Fields, Hulinghorst, Kefalas, Kerr A., Labuda, Singer, Summers, Todd, Tyler, Vigil, Young; also SENATOR(S) Nicholson, Aguilar, Boyd, Cadman, Foster, Giron, Hodge, Jahn, Johnston, Lundberg, Newell, Schwartz, Steadman, Tochtrop, White, Williams S.

CONCERNING THE DEADLINE FOR AN ADVANCED PRACTICE NURSE WHO WAS GRANTED PRESCRIPTIVE AUTHORITY PRIOR TO JULY 1, 2010, TO DEVELOP AN ARTICULATED PLAN FOR PURPOSES OF RETAINING PRESCRIPTIVE AUTHORITY.

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

SECTION 1. In Colorado Revised Statutes, 12-38-111.6, **amend** (4.5) (c) (I) as follows:

12-38-111.6. Prescriptive authority - advanced practice nurses - rules. (4.5) (c) An advanced practice nurse who was granted prescriptive authority prior to July 1, 2010, shall satisfy the following requirements in order to retain prescriptive authority:

(I) (A) ~~Within one year after the effective date of the rules adopted to implement this subsection~~ (4.5) EXCEPT AS PROVIDED IN

SUB-SUBPARAGRAPH (B) OF THIS SUBPARAGRAPH (I), NO LATER THAN JULY 1, 2011, the advanced practice nurse shall develop an articulated plan as specified in subparagraph (II) of paragraph (b) of this subsection (4.5); except that to verify development of an articulated plan, the advanced practice nurse shall obtain the signature of either a physician or a physician and advanced practice nurse who has prescriptive authority and experience in prescribing medications, ~~and the signing physician or advanced practice nurse shall be~~ IS practicing in Colorado, and ~~have~~ HAS education, training, experience, and active practice that corresponds with the role and population focus of the advanced practice nurse developing the plan. If an advanced practice nurse with prescriptive authority granted prior to July 1, 2010, fails to develop the required articulated plan within the specified period, the advanced practice nurse's prescriptive authority expires for failure to comply with the statutory requirements.

(B) THE BOARD SHALL EXTEND THE DEADLINE FOR AN ADVANCED PRACTICE NURSE TO DEVELOP AN ARTICULATED PLAN IF THE ADVANCED PRACTICE NURSE SATISFIES THE REQUIREMENTS OF THIS SUB-SUBPARAGRAPH (B), BUT IN NO EVENT SHALL THE BOARD EXTEND THE DEADLINE BEYOND SEPTEMBER 30, 2012. PRIOR TO SEPTEMBER 30, 2012, AN ADVANCED PRACTICE NURSE SEEKING A DEADLINE EXTENSION SHALL SUBMIT TO THE BOARD AN APPLICATION, THE REQUIRED FEE, A SIGNED VERIFICATION THAT HE OR SHE DEVELOPED AN ARTICULATED PLAN BY, OR HAD AN EXISTING COLLABORATIVE AGREEMENT WITH A PHYSICIAN ON, JULY 1, 2011, AND ANY OTHER INFORMATION OR DOCUMENTATION REQUIRED BY THE BOARD.

SECTION 2. Safety clause. The general assembly hereby finds,

determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Frank McNulty
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Brandon C. Shaffer
PRESIDENT OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

APPROVED _____

John W. Hickenlooper
GOVERNOR OF THE STATE OF COLORADO