

Second Regular Session
Sixty-eighth General Assembly
STATE OF COLORADO

ENGROSSED

*This Version Includes All Amendments Adopted
on Second Reading in the House of Introduction*

LLS NO. 12-0143.01 Kristen Forrestal x4217

HOUSE BILL 12-1052

HOUSE SPONSORSHIP

Summers,

SENATE SPONSORSHIP

Boyd and Roberts,

House Committees

Health and Environment
Economic and Business Development
Finance
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING THE COLLECTION OF HEALTH CARE WORK FORCE DATA**
102 **FROM HEALTH CARE PROFESSIONALS, AND, IN CONNECTION**
103 **THEREWITH, MAKING AN APPROPRIATION.**

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/bills/summaries>.)

The bill requires the director of the division of registrations in the department of regulatory agencies (director) to implement a system to collect health care work force data from health care professionals who are eligible for the Colorado health service corps, from practical and

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.

HOUSE
Amended 2nd Reading
February 28, 2012

professional nurses, and from pharmacists. The bill requires a voluntary advisory group designated by the director of the primary care office to recommend the structure of the data elements to be collected regarding specific information about each health care professional and his or her practice. The director is authorized to accept and expend any gifts, grants, or donations that may be available from any private or public sources for the implementation of the data collection system.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 24-34-110.5 as
3 follows:

4 **24-34-110.5. Health care work force data collection - notice of**
5 **funding through gifts, grants, and donations - repeal.** (1) ON OR
6 BEFORE JULY 1, 2013, THE DIRECTOR OF THE DIVISION OF REGISTRATIONS
7 SHALL IMPLEMENT A SYSTEM TO COLLECT HEALTH CARE WORK FORCE
8 DATA FROM HEALTH CARE PROFESSIONALS WHO ARE ELIGIBLE FOR THE
9 COLORADO HEALTH SERVICE CORPS PURSUANT TO PART 7 OF ARTICLE 20.5
10 OF TITLE 25, C.R.S., FROM PRACTICAL AND PROFESSIONAL NURSES
11 LICENSED PURSUANT TO ARTICLE 38 OF TITLE 12, C.R.S., AND FROM
12 PHARMACISTS WHO ARE LICENSED PURSUANT TO ARTICLE 22 OF TITLE 12,
13 C.R.S., COLLECTIVELY REFERRED TO IN THIS SECTION AS "HEALTH CARE
14 PROFESSIONALS". EACH HEALTH CARE PROFESSIONAL SHALL SUBMIT THE
15 DATA AS PART OF THE INITIAL LICENSURE PROCESS AND UPON THE
16 RENEWAL OF HIS OR HER LICENSE. NO EXECUTIVE DEPARTMENT OR BOARD
17 IS RESPONSIBLE FOR VERIFYING THE DATA OR DISCIPLINING A HEALTH
18 CARE PROFESSIONAL FOR NONCOMPLIANCE WITH THIS SECTION.

19 (2) THE DIRECTOR OF THE DIVISION OF REGISTRATIONS SHALL
20 REQUEST EACH HEALTH CARE PROFESSIONAL TO PROVIDE DATA, AS
21 RECOMMENDED BY THE DIRECTOR OF THE PRIMARY CARE OFFICE IN
22 CONSULTATION WITH THE ADVISORY GROUP FORMED PURSUANT TO

1 SUBSECTION (3) OF THIS SECTION, CONCERNING:

2 (a) EACH PRACTICE ADDRESS OF THE HEALTH CARE PROFESSIONAL;

3 (b) THE NUMBER OF HOURS THE HEALTH CARE PROFESSIONAL
4 PROVIDES DIRECT PATIENT CARE AT EACH PRACTICE LOCATION;

5 (c) ANY SPECIALTIES OF THE HEALTH CARE PROFESSIONAL, IF
6 APPLICABLE;

7 (d) INFORMATION ABOUT EACH PRACTICE SETTING TYPE;

8 (e) THE HEALTH CARE PROFESSIONAL'S EDUCATION AND TRAINING
9 RELATED TO HIS OR HER PROFESSION; AND

10 (f) THE YEAR OF BIRTH OF THE HEALTH CARE PROFESSIONAL.

11 (3) (a) THE DIRECTOR OF THE PRIMARY CARE OFFICE CREATED IN
12 SECTION 25-20.5-603, C.R.S., SHALL DESIGNATE AN ADVISORY GROUP
13 COMPOSED OF A REPRESENTATIVE OF THE DEPARTMENT OF REGULATORY
14 AGENCIES AS DETERMINED BY THE EXECUTIVE DIRECTOR,
15 REPRESENTATIVES OF THE AFFECTED HEALTH CARE PROFESSIONS, AND
16 INDIVIDUALS WITH EXPERTISE IN HEALTH CARE WORK FORCE RESEARCH,
17 ANALYSIS, AND PLANNING TO BE CONVENED BY A NONPROFIT STATEWIDE
18 MEMBERSHIP ORGANIZATION THAT PROVIDES PROGRAMS AND SERVICES TO
19 ENHANCE RURAL HEALTH CARE IN COLORADO. THE MEMBERS OF THE
20 ADVISORY GROUP SHALL SERVE WITHOUT COMPENSATION OR
21 REIMBURSEMENT FOR ACTUAL OR NECESSARY EXPENSES INCURRED IN THE
22 PERFORMANCE OF THEIR DUTIES. THE ADVISORY GROUP SHALL
23 RECOMMEND THE STRUCTURE OF THE DATA ELEMENTS IN SUBSECTION (2)
24 OF THIS SECTION. THE ADVISORY GROUP SHALL CONSIDER, BUT IS NOT
25 LIMITED TO USING, THE DIVISION OF REGISTRATION'S EXISTING DATA
26 FIELDS AS A POSSIBLE STRUCTURE FOR THE DATA ELEMENTS
27 RECOMMENDED IN THIS SECTION.

1 (b) THE DIRECTOR OF THE DIVISION OF REGISTRATIONS SHALL
2 ENSURE THAT THE DATA PROVIDED BY HEALTH CARE PROFESSIONALS IS
3 AVAILABLE TO THE PRIMARY CARE OFFICE IN ELECTRONIC FORMAT FOR
4 ANALYSIS. A MEMBER OF THE PUBLIC MAY REQUEST, IN WRITING,
5 UNANALYZED DATA FROM THE PRIMARY CARE OFFICE. DATA AVAILABLE
6 TO THE PUBLIC MUST BE LIMITED TO UNIQUE RECORDS THAT DO NOT
7 INCLUDE NAMES OR OTHER IDENTIFYING INFORMATION.

8 (c) THE ADVISORY GROUP IS REPEALED, EFFECTIVE SEPTEMBER 1,
9 2022. BEFORE THE REPEAL, THE DEPARTMENT OF REGULATORY AGENCIES
10 SHALL REVIEW THE ADVISORY GROUP PURSUANT TO SECTION 2-3-1203,
11 C.R.S.

12 (4) (a) THE DIRECTOR OF THE DIVISION OF REGISTRATIONS IS
13 AUTHORIZED TO SEEK AND ACCEPT GIFTS, GRANTS, OR DONATIONS FROM
14 PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS SECTION; EXCEPT
15 THAT THE DIRECTOR MAY NOT ACCEPT A GIFT, GRANT, OR DONATION THAT
16 IS SUBJECT TO CONDITIONS THAT ARE INCONSISTENT WITH THIS SECTION
17 OR ANY OTHER LAW OF THE STATE. THE DIRECTOR SHALL TRANSMIT ALL
18 PRIVATE AND PUBLIC MONEYS RECEIVED THROUGH GIFTS, GRANTS, OR
19 DONATIONS TO THE STATE TREASURER, WHO SHALL CREDIT THE SAME TO
20 THE DIVISION OF REGISTRATIONS CASH FUND CREATED IN SECTION
21 24-34-105. THE MONEYS IN THE FUND ARE SUBJECT TO ANNUAL
22 APPROPRIATION BY THE GENERAL ASSEMBLY TO THE DIRECTOR FOR THE
23 DIRECT AND INDIRECT COSTS ASSOCIATED WITH IMPLEMENTING THIS
24 SECTION.

25 (b) (I) IN SEEKING OR ACCEPTING A GIFT, GRANT, OR DONATION,
26 THE DIRECTOR SHALL NOTIFY THE LEGISLATIVE COUNCIL STAFF WHEN HE
27 OR SHE HAS RECEIVED ADEQUATE FUNDING THROUGH GIFTS, GRANTS, OR

1 DONATIONS TO IMPLEMENT THIS SECTION AND SHALL INCLUDE IN THE
2 NOTIFICATION THE INFORMATION SPECIFIED IN SECTION 24-75-1303 (3).

3 (II) THIS PARAGRAPH (b) IS REPEALED, EFFECTIVE JULY 1, 2015.

4 **SECTION 2.** In Colorado Revised Statutes, 2-3-1203, **add** (3)
5 (ii.5) as follows:

6 **2-3-1203. Sunset review of advisory committees.** (3) The
7 following dates are the dates for which the statutory authorization for the
8 designated advisory committees is scheduled for repeal:

9 (ii.5) SEPTEMBER 1, 2022:

10 (I) THE ADVISORY GROUP APPOINTED BY THE DIRECTOR OF THE
11 PRIMARY CARE OFFICE PURSUANT TO SECTION 24-34-110.5 (3), C.R.S.

12 **SECTION 3. Appropriation.** (1) In addition to any other
13 appropriation, there is hereby appropriated, out of any moneys in the
14 division of registrations cash fund created in section 24-34-105 (2) (b) (I),
15 Colorado Revised Statutes, not otherwise appropriated, to the department
16 of regulatory agencies, for the fiscal year beginning July 1, 2012, the sum
17 of \$36,745, or so much thereof as may be necessary, for the
18 implementation of this act.

19 (2) In addition to any other appropriation, there is hereby
20 appropriated to the governor - lieutenant governor - state planning and
21 budgeting, for the fiscal year beginning July 1, 2012, the sum of \$35,520
22 or so much thereof as may be necessary, for allocation to the office of
23 information technology for the provision of programming services to the
24 department of regulatory agencies related to the implementation of this
25 act. Said sum is from reappropriated funds received from the department
26 of regulatory agencies out of the appropriation made in subsection (1) of
27 this section.

1 **SECTION 4. Effective date.** This act takes effect July 1, 2012.

2 **SECTION 5. Safety clause.** The general assembly hereby finds,
3 determines, and declares that this act is necessary for the immediate
4 preservation of the public peace, health, and safety.