

HOUSE COMMITTEE OF REFERENCE REPORT

	April 23, 2013
Chairman of Committee	Date

Committee on Public Health Care & Human Services.

After consideration on the merits, the Committee recommends the following:

HB13-1314 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

- 1 Amend printed bill, page 3, line 12, after "(2)" insert "(a)".
- 2 Page 3, line 19, after "DISABILITIES" insert "OF THE OFFICE, WHICH
- 3 DIVISION IS".
- 4 Page 3, after line 19 insert:
 - 5 "(b) (I) ON MARCH 1, 2014, ALL POSITIONS OF EMPLOYMENT IN
 - 6 THE DEPARTMENT OF HUMAN SERVICES RELATED TO THE ADMINISTRATION
 - 7 OF COMMUNITY-BASED LONG-TERM SERVICES AND SUPPORTS ARE
 - 8 TRANSFERRED TO THE DIVISION OF INTELLECTUAL AND DEVELOPMENTAL
 - 9 DISABILITIES OF THE OFFICE AND BECOME EMPLOYMENT POSITIONS
 - 10 THEREIN.
 - 11 (II) ON MARCH 1, 2014, ALL EMPLOYEES IN POSITIONS
 - 12 TRANSFERRED TO THE DIVISION OF INTELLECTUAL AND DEVELOPMENTAL
 - 13 DISABILITIES ARE CONSIDERED EMPLOYEES OF THE DIVISION OF
 - 14 INTELLECTUAL AND DEVELOPMENTAL DISABILITIES OF THE OFFICE. SUCH
 - 15 EMPLOYEES RETAIN ALL RIGHTS UNDER THE STATE PERSONNEL SYSTEM
 - 16 AND TO RETIREMENT BENEFITS PURSUANT TO THE LAWS OF THIS STATE,
 - 17 AND THEIR SERVICES SHALL BE DEEMED TO HAVE BEEN CONTINUOUS.
 - 18 (c) ON MARCH 1, 2014, ALL ITEMS OF PROPERTY, REAL AND
 - 19 PERSONAL, INCLUDING OFFICE FURNITURE AND FIXTURES, BOOKS,
 - 20 DOCUMENTS, AND RECORDS OF THE DEPARTMENT OF HUMAN SERVICES
 - 21 RELATED TO THE ADMINISTRATION OF COMMUNITY-BASED LONG-TERM

1 SERVICES AND SUPPORTS ARE TRANSFERRED TO THE DIVISION OF
2 INTELLECTUAL AND DEVELOPMENTAL DISABILITIES OF THE OFFICE AND
3 BECOME THE PROPERTY THEREOF.

4 (d) ON AND AFTER MARCH 1, 2014, WHENEVER THE EXECUTIVE
5 DIRECTOR OF THE DEPARTMENT OF HUMAN SERVICES OR THE DEPARTMENT
6 OF HUMAN SERVICES IS REFERRED TO OR DESIGNATED BY ANY CONTRACT
7 OR OTHER DOCUMENT IN CONNECTION WITH THE POWERS, DUTIES, AND
8 FUNCTIONS TRANSFERRED TO THE DEPARTMENT OF HEALTH CARE POLICY
9 AND FINANCING, THE REFERENCE OR DESIGNATION SHALL BE DEEMED TO
10 APPLY TO THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING. ALL
11 CONTRACTS ENTERED INTO BY THE EXECUTIVE DIRECTOR OF THE
12 DEPARTMENT OF HUMAN SERVICES PRIOR TO MARCH 1, 2014, IN
13 CONNECTION WITH THE POWERS, DUTIES, AND FUNCTIONS TRANSFERRED
14 TO THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING ARE
15 HEREBY VALIDATED, WITH THE EXECUTIVE DIRECTOR OF THE DEPARTMENT
16 OF HEALTH CARE POLICY AND FINANCING SUCCEEDING TO ALL THE RIGHTS
17 AND OBLIGATIONS OF SUCH CONTRACTS."

18 Page 8, line 27, strike "A" and substitute "AN INTELLECTUAL AND".

19 Page 9, line 2, strike second "A" and substitute "AN INTELLECTUAL AND".

20 Page 9, line 9, strike second "A" and substitute "AN INTELLECTUAL AND".

21 Page 9, line 11, strike second "A" and substitute "AN INTELLECTUAL AND".

22 Page 9, line 14, strike first "A" and substitute "AN INTELLECTUAL AND".

23 Page 9, line 24, strike "A" and substitute "AN INTELLECTUAL AND".

24 Page 9, line 25, strike "A" and substitute "AN INTELLECTUAL AND".

25 Page 10, line 12, after "WITH" insert "INTELLECTUAL AND".

26 Page 10, line 13, after "WITH" insert "INTELLECTUAL AND".

27 Page 10, line 16, after "WITH" insert "INTELLECTUAL AND".

28 Page 10, line 21, after "WITH" insert "INTELLECTUAL AND".

29 Page 10, line 24, after "WITH" insert "INTELLECTUAL AND".

- 1 Page 10, line 26, after "WITHOUT" insert "INTELLECTUAL AND".
- 2 Page 10, line 27, after "WITHOUT" insert "INTELLECTUAL AND".
- 3 Page 11, line 2, after "WITH" insert "INTELLECTUAL AND".
- 4 Page 11, line 4, after "HAVE" insert "INTELLECTUAL AND".
- 5 Page 11, line 11, after "WITH" insert "INTELLECTUAL AND".
- 6 Page 14, line 14, strike the second "A" and substitute "AN INTELLECTUAL
- 7 AND".
- 8 Page 14, line 20, strike "A" and substitute "AN INTELLECTUAL AND".
- 9 Page 15, line 1, after "WITH" insert "INTELLECTUAL AND".
- 10 Page 15, line 19, after "WITH" insert "INTELLECTUAL AND".
- 11 Page 16, line 2, strike "A" and substitute "AN INTELLECTUAL AND".
- 12 Page 16, line 7, after "WITH" insert "INTELLECTUAL AND".
- 13 Page 18, line 17, after "WITH" insert "INTELLECTUAL AND".
- 14 Page 19, line 17, after "WITH" insert "INTELLECTUAL AND".
- 15 Page 19, line 19, after "WITH" insert "INTELLECTUAL AND".
- 16 Page 19, line 23, after "WITH" insert "INTELLECTUAL AND".
- 17 Page 51, line 22, strike "drugs." and substitute "drugs MEDICATIONS".
- 18 Page 68, line 3, after "the" insert "STATE".
- 19 Page 79, line 12, strike ~~"Department" means the department of human~~
- 20 ~~services."~~ and substitute ~~"Department" means the department of human~~
- 21 ~~services."~~.
- 22 Page 98, line 14, after "with" insert "INTELLECTUAL AND".

- 1 Page 102, line 12, after "with" insert "INTELLECTUAL AND".
- 2 Page 109, line 8, after "**amend**" insert "(1) (a) (I) (A) and".
- 3 Page 109, line 11, strike "(2) For purposes of" and substitute
4 "(1) (a) (I) (A) To annually license and to establish and enforce standards
5 for the operation of general hospitals, hospital units as defined in section
6 25-3-101 (2), psychiatric hospitals, community clinics, rehabilitation
7 hospitals, convalescent centers, community mental health centers, acute
8 treatment units, facilities for persons with INTELLECTUAL AND
9 developmental disabilities, nursing care facilities, hospice care, assisted
10 living residences, dialysis treatment clinics, ambulatory surgical centers,
11 birthing centers, home care agencies, and other facilities of a like nature,
12 except those wholly owned and operated by any governmental unit or
13 agency.
14 (2) For purposes of".
- 15 Page 109, line 20, strike "(1)" and substitute "(1) and (2) (h)".
- 16 Page 110, after line 12 insert:
- 17 (2) "Facility" means:
18 (h) All services funded through and regulated by the department
19 of human services pursuant to article 10.5 of title 27, C.R.S., in support
20 of persons with INTELLECTUAL AND developmental disabilities; and".
- 21 Page 112, line 20, after "WITH" insert "INTELLECTUAL AND".
- 22 Page 114, line 1, after "with" insert "INTELLECTUAL AND".
- 23 Page 117, line 7, after "with" insert "INTELLECTUAL AND".
- 24 Page 119, line 9, strike "STATE".

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