

First Regular Session
Seventieth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 15-0168.01 Kristen Forrestal x4217

HOUSE BILL 15-1233

HOUSE SPONSORSHIP

Landgraf, Priola, Roupe, Dore, Wilson, Navarro, Coram, Brown, Garnett, Ginal, McCann, Mitsch Bush, Singer, Windholz

SENATE SPONSORSHIP

Aguilar,

House Committees

Public Health Care & Human Services

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING THE CREATION OF THE RESPITE CARE TASK FORCE.**

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>.)

The bill creates the respite care task force to study the dynamics of supply and demand with regard to respite care services in Colorado. The majority and minority leadership of the Senate and House of Representatives shall appoint 9 members to the task force, who shall serve without compensation. The department of human services is directed to provide staff support to the task force. The task force is required to submit a report to the general assembly by December 1, 2015.

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.

1 THE DEPARTMENT OF HUMAN SERVICES, THE RESPITE CARE TASK FORCE TO
2 STUDY THE DYNAMICS OF SUPPLY AND DEMAND WITH REGARD TO RESPITE
3 CARE SERVICES IN COLORADO.

4 (2) NO LATER THAN JULY 1, 2015:

5 (a) THE SPEAKER OF THE HOUSE OF REPRESENTATIVES SHALL
6 APPOINT ONE MEMBER OF THE HOUSE OF REPRESENTATIVES AND ONE
7 HOSPICE CAREGIVER;

8 (b) THE MINORITY LEADER OF THE HOUSE OF REPRESENTATIVES
9 SHALL APPOINT ONE INDIVIDUAL WHO REPRESENTS PERSONS WITH
10 DEVELOPMENTAL DISABILITIES AND ONE CAREGIVER WHO UTILIZES
11 RESPITE CARE;

12 (c) THE PRESIDENT OF THE SENATE SHALL APPOINT ONE MEMBER
13 OF THE SENATE AND ONE OWNER OR OPERATOR OF RESPITE CARE
14 FACILITIES;

15 (d) THE MINORITY LEADER OF THE SENATE SHALL APPOINT ONE
16 INDIVIDUAL WHO REPRESENTS PERSONS WITH BRAIN INJURIES AND ONE
17 MEMBER OF AN ORGANIZATION THAT ADVANCES RESEARCH TO END
18 ALZHEIMER'S DISEASE AND DEMENTIA AND TO ENHANCE CARE FOR THOSE
19 LIVING WITH ALZHEIMER'S DISEASE;

20 (e) THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE
21 PRESIDENT OF THE SENATE SHALL JOINTLY APPOINT ONE MEMBER OF A
22 NONPROFIT ENTITY THAT PROVIDES SERVICES, EDUCATION, OUTREACH,
23 AND ADVOCACY FOR PERSONS WITH DISABILITIES.

24 (3) (a) THE SPEAKER SHALL CONVENE THE FIRST MEETING OF THE
25 TASK FORCE NO LATER THAN JULY 15, 2015, AT WHICH MEETING THE TASK
26 FORCE MEMBERS SHALL SELECT FROM AMONG THE MEMBERSHIP A PERSON
27 TO SERVE AS CHAIR OF THE TASK FORCE. THE TASK FORCE SHALL MEET

1 UPON THE CALL OF THE CHAIR AS OFTEN AS NECESSARY TO COMPLETE THE
2 STUDY SPECIFIED IN THIS PART 6. THE TASK FORCE MAY MEET WITHIN THE
3 COMMITTEE HEARING ROOMS OF THE STATE CAPITOL, SUBJECT TO
4 AVAILABILITY.

5 (b) THE TASK FORCE MEMBERS SHALL SERVE WITHOUT
6 COMPENSATION AND WITHOUT REIMBURSEMENT FOR EXPENSES.

7 (c) IF A VACANCY OCCURS ON THE TASK FORCE FOR ANY REASON,
8 THE ORIGINAL APPOINTING AUTHORITY SHALL APPOINT A PERSON WHO
9 MEETS THE REQUIREMENTS OF THE VACANT POSITION TO FILL THE
10 VACANCY AS SOON AS POSSIBLE AFTER THE VACANCY OCCURS.

11 (4) THE DEPARTMENT OF HUMAN SERVICES SHALL PROVIDE
12 INFORMATION AND STAFF SUPPORT TO THE TASK FORCE UPON THE
13 REQUEST OF THE TASK FORCE CHAIR TO THE EXTENT NECESSARY FOR THE
14 TASK FORCE TO COMPLETE THE DUTIES SPECIFIED IN THIS PART 6.

15 **26-1-602. Respite care study - report.** (1) THE RESPITE CARE
16 TASK FORCE CREATED IN SECTION 26-1-601 SHALL STUDY THE DYNAMICS
17 OF THE SUPPLY OF, AND DEMAND FOR, RESPITE CARE SERVICES IN THIS
18 STATE. THE STUDY MAY INCLUDE THE FOLLOWING ISSUES:

19 (a) ACCESS TO RESPITE CARE SERVICES;

20 (b) THE TYPES OF SERVICES THAT ARE MOST IN DEMAND AND THE
21 SERVICES THAT ARE CURRENTLY AVAILABLE;

22 (c) THE NUMBER OF RESPITE CAREGIVERS IN THE STATE AND THEIR
23 LOCATIONS;

24 (d) SOLUTIONS TO INCREASE THE NUMBER OF RESPITE
25 CAREGIVERS;

26 (e) THE FUNDING OF RESPITE CARE SERVICES; AND

27 (f) OTHER RESPITE CARE ISSUES AS DETERMINED APPROPRIATE BY

1 THE TASK FORCE.

2 (2) THE RESPITE CARE TASK FORCE MAY DISCUSS POLICIES THAT
3 INCLUDE, BUT ARE NOT LIMITED TO:

4 (a) REQUIRING THE DEPARTMENT OF HUMAN SERVICES, THE
5 DEPARTMENT OF HEALTH CARE POLICY AND FINANCING, AND THE
6 DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT TO CREATE A
7 STRUCTURE TO GIVE ONE DEPARTMENT THE RESPONSIBILITY TO LICENSE
8 RESPITE CAREGIVERS AND ADDRESS THE PAYMENT FOR SERVICES; AND

9 (b) CREATING A PILOT PROGRAM IN COMMUNITY COLLEGES TO
10 TRAIN RESPITE CAREGIVERS.

11 (3) ON OR BEFORE DECEMBER 1, 2015, THE RESPITE CARE TASK
12 FORCE, WITH ASSISTANCE FROM THE DEPARTMENT OF HUMAN SERVICES,
13 SHALL SUBMIT A REPORT THAT INCLUDES ITS FINDINGS AND
14 RECOMMENDATIONS TO THE PUBLIC HEALTH CARE AND HUMAN SERVICES
15 COMMITTEE OF THE HOUSE OF REPRESENTATIVES AND THE HEALTH AND
16 HUMAN SERVICES COMMITTEE OF THE SENATE, OR THEIR SUCCESSOR
17 COMMITTEES.

18 **26-1-603. Repeal.** THIS PART 6 IS REPEALED, EFFECTIVE JULY 1,
19 2016.

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