

An Act

HOUSE BILL 15-1182

BY REPRESENTATIVE(S) Lontine and Landgraf, Court, Fields, Ginal, Hamner, Lebsock, Pettersen, Tate, Vigil, Young, Conti, Kagan, Lee, Melton, Pabon, Primavera, Priola, Roupe, Windholz;
also SENATOR(S) Aguilar, Lundberg, Crowder, Guzman, Heath, Kefalas, Merrifield, Newell, Todd.

CONCERNING THE EXPANSION OF THE SCOPE OF PRACTICE OF CERTIFIED NURSE AIDES TO INCLUDE CERTAIN TASKS.

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

SECTION 1. In Colorado Revised Statutes, **add** 12-38.1-108.5 as follows:

12-38.1-108.5. Scope of practice. (1) IN ADDITION TO ANY NURSING TASKS DELEGATED TO A CERTIFIED NURSE AIDE PURSUANT TO SECTION 12-38-132, A CERTIFIED NURSE AIDE WHO IS DEEMED COMPETENT BY A REGISTERED NURSE LICENSED PURSUANT TO ARTICLE 38 OF THIS TITLE MAY PERFORM THE FOLLOWING TASKS:

(a) DIGITAL STIMULATION, INSERTION OF A SUPPOSITORY, OR THE USE OF AN ENEMA, OR ANY OTHER MEDICALLY ACCEPTABLE PROCEDURE TO STIMULATE A BOWEL MOVEMENT;

(b) GASTROSTOMY-TUBE AND JEJUNOSTOMY-TUBE FEEDINGS; AND

(c) PLACEMENT IN A CLIENT'S MOUTH OF PRESORTED MEDICATION THAT HAS BEEN BOXED OR PACKAGED BY A REGISTERED NURSE, A LICENSED PRACTICAL NURSE, OR A PHARMACIST.

(2) THE BOARD SHALL PROMULGATE RULES CONCERNING THE COMPETENCY REQUIREMENTS FOR A CERTIFIED NURSE AIDE TO PERFORM THE TASKS LISTED IN SUBSECTION (1) OF THIS SECTION.

(3) THE DUTIES PERFORMED BY A CERTIFIED NURSE AIDE IN PARAGRAPHS (a), (b), AND (c) OF SUBSECTION (1) OF THIS SECTION ARE NOT CONSIDERED A DELEGATION OF NURSING TASKS PURSUANT TO SECTION 12-38-132.

(4) A REGISTERED NURSE WHO IN GOOD FAITH DETERMINES THAT A CERTIFIED NURSE AIDE IS COMPETENT TO PERFORM THE TASKS LISTED IN SUBSECTION (1) OF THIS SECTION IS NOT LIABLE FOR THE ACTIONS OF THE CERTIFIED NURSE AIDE IN THE PERFORMANCE OF THE TASKS.

SECTION 2. Act subject to petition - effective date. This act takes 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 5, 2015, if adjournment sine die is on May 6, 2015); 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 will not take effect unless approved by the people at the general election to be held in November 2016

and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Dickey Lee Hullinghorst
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Bill L. Cadman
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