

First Regular Session  
Seventieth General Assembly  
STATE OF COLORADO

**REENGROSSED**

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

LLS NO. 15-0712.01 Yelana Love x2295

**HOUSE BILL 15-1309**

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**HOUSE SPONSORSHIP**

**Ginal,**

**SENATE SPONSORSHIP**

**Crowder,**

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**House Committees**

Health, Insurance, & Environment  
Finance  
Appropriations

**Senate Committees**

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**A BILL FOR AN ACT**

101      **CONCERNING THE PLACEMENT OF INTERIM THERAPEUTIC**  
102            **RESTORATIONS BY DENTAL HYGIENISTS, AND, IN CONNECTION**  
103            **THEREWITH, ENSURING MEDICAID AND CHILDREN'S BASIC**  
104            **HEALTH PLAN REIMBURSEMENT FOR SERVICES PROVIDED**  
105            **THROUGH THE USE OF TELEHEALTH RELATED TO INTERIM**  
106            **THERAPEUTIC RESTORATION PROCEDURES AND MAKING AN**  
107            **APPROPRIATION.**

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**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>.)*

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  
3rd Reading Unamended  
April 30, 2015

HOUSE  
Amended 2nd Reading  
April 29, 2015

The bill allows a dental hygienist to apply to the Colorado dental board for a permit to place interim therapeutic restorations (ITRs). A dental hygienist who meets the following requirements is eligible to receive a permit to place ITRs:

- ! Holds a license in good standing to practice dental hygiene;
- ! Carries professional liability insurance;
- ! Completes the required hours of dental hygiene practice; and
- ! Completes a board-approved course based on uniform standards developed by an ITR advisory committee.

To the extent that state medicaid or children's basic health plan reimbursement is available for the placement of ITRs, the reimbursement will extend to services provided via telehealth in connection with the placement of an ITR.

The bill establishes the interim therapeutic restorations advisory committee to develop uniform standards for training dental hygienists to place ITRs.

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

2 **SECTION 1.** In Colorado Revised Statutes, 12-35-103, **add**  
3 (10.5), (16), and (17) as follows:

4 **12-35-103. Definitions - rules.** As used in this article, unless the  
5 context otherwise requires:

6 (10.5) (a) "INTERIM THERAPEUTIC RESTORATION" OR "ITR" MEANS  
7 A DIRECT PROVISIONAL RESTORATION PLACED TO STABILIZE A TOOTH  
8 UNTIL A LICENSED DENTIST CAN ASSESS THE NEED FOR FURTHER  
9 DEFINITIVE TREATMENT.

10 (b) (I) "INTERIM THERAPEUTIC RESTORATION" INVOLVES THE  
11 REMOVAL OF SOFT MATERIAL USING HAND INSTRUMENTATION, WITHOUT  
12 THE USE OF ROTARY INSTRUMENTATION, AND THE SUBSEQUENT  
13 PLACEMENT OF A GLASS IONOMER RESTORATION.

14 (II) THE BOARD MAY PROMULGATE RULES REGARDING THE USE OF  
15 NEW RESTORATIVE MATERIALS IN ADDITION TO THE MATERIALS DESCRIBED

1 IN SUBPARAGRAPH (I) OF THIS PARAGRAPH (b) THAT ARE APPROPRIATE TO  
2 THE INTERIM THERAPEUTIC RESTORATION PROCEDURE AS THEY BECOME  
3 AVAILABLE.

4 (c) "INTERIM THERAPEUTIC RESTORATION" INCLUDES PROTECTIVE  
5 RESTORATION FOR ADULTS DELIVERED IN ACCORDANCE WITH SECTION  
6 12-35-128.5.

7 (16) "TELEHEALTH BY STORE-AND-FORWARD TRANSFER" MEANS  
8 AN ASYNCHRONOUS TRANSMISSION OF MEDICAL OR DENTAL INFORMATION  
9 TO BE REVIEWED BY A DENTIST AT A LATER TIME AT A DISTANT SITE  
10 WITHOUT THE PATIENT PRESENT IN REAL TIME.

11 (17) "TELEHEALTH SUPERVISION" MEANS INDIRECT SUPERVISION  
12 BY A DENTIST OF A DENTAL HYGIENIST PLACING AN ITR USING  
13 TELECOMMUNICATIONS SYSTEMS.

14 **SECTION 2.** In Colorado Revised Statutes, 12-35-125, **add** (1)  
15 (i) as follows:

16 **12-35-125. What constitutes practicing supervised dental**  
17 **hygiene.** (1) Unless licensed to practice dentistry, a person who performs  
18 any of the following tasks under the supervision of a licensed dentist is  
19 deemed to be practicing supervised dental hygiene:

20 (i) PLACES INTERIM THERAPEUTIC RESTORATIONS PURSUANT TO  
21 SECTION 12-35-128.5.

22 **SECTION 3.** In Colorado Revised Statutes, **add** 12-35-128.3 as  
23 follows:

24 **12-35-128.3. Interim therapeutic restorations advisory**  
25 **committee - rules - repeal.** (1) THERE IS HEREBY ESTABLISHED IN THE  
26 DIVISION OF PROFESSIONS AND OCCUPATIONS IN THE DEPARTMENT OF  
27 REGULATORY AGENCIES THE INTERIM THERAPEUTIC RESTORATIONS

1     ADVISORY COMMITTEE. THE COMMITTEE CONSISTS OF THE FOLLOWING  
2     SEVEN MEMBERS APPOINTED PURSUANT TO SUBSECTION (2) OF THIS  
3     SECTION:

4             (a) ONE REPRESENTATIVE FROM AN ACCREDITED DENTAL SCHOOL  
5     IN COLORADO;

6             (b) ONE DENTIST WITH A FACULTY APPOINTMENT AT AN  
7     ACCREDITED DENTAL SCHOOL IN COLORADO;

8             (c) ONE REPRESENTATIVE FROM AN ACCREDITED DENTAL HYGIENE  
9     SCHOOL IN COLORADO;

10            (d) ONE FACULTY MEMBER FROM AN ACCREDITED DENTAL  
11     HYGIENE SCHOOL IN COLORADO;

12            (e) ONE REPRESENTATIVE FROM A STATEWIDE ASSOCIATION OF  
13     DENTISTS;

14            (f) ONE REPRESENTATIVE FROM A STATEWIDE ASSOCIATION OF  
15     DENTAL HYGIENISTS; AND

16            (g) ONE REPRESENTATIVE FROM THE DIVISION OF PROFESSIONS  
17     AND OCCUPATIONS IN THE DEPARTMENT OF REGULATORY AGENCIES OR HIS  
18     OR HER DESIGNEE.

19            (2) THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE  
20     PRESIDENT OF THE SENATE SHALL JOINTLY APPOINT ALL MEMBERS OF THE  
21     COMMITTEE WITHIN THIRTY DAYS AFTER THE EFFECTIVE DATE OF THIS  
22     SECTION. THE PRESIDENT AND THE SPEAKER SHALL ENSURE THAT AT  
23     LEAST ONE MEMBER OF THE COMMITTEE IS FROM A RURAL REGION OF THE  
24     STATE.

25            (3) THE COMMITTEE SHALL:

26            (a) HOLD ITS FIRST MEETING WITHIN SIXTY DAYS AFTER THE  
27     EFFECTIVE DATE OF THIS SECTION;

1 (b) DEVELOP UNIFORM STANDARDS FOR CONSISTENT TRAINING FOR  
2 DENTAL HYGIENISTS PERFORMING INTERIM THERAPEUTIC RESTORATIONS;  
3 AND

4 (c) SUBMIT THE UNIFORM STANDARDS TO THE BOARD WITHIN ONE  
5 HUNDRED TWENTY DAYS AFTER THE EFFECTIVE DATE OF THIS SECTION.

6 (4) THE MEMBERS OF THE COMMITTEE SHALL SERVE WITHOUT  
7 COMPENSATION.

8 (5) THE DIVISION MAY ACCEPT GIFTS, GRANTS, AND DONATIONS  
9 FROM INDIVIDUALS, PRIVATE ORGANIZATIONS, AND FOUNDATIONS FOR THE  
10 PURPOSES OF THIS SECTION.

11 (6) THE BOARD MAY ADOPT RULES INCORPORATING THE UNIFORM  
12 STANDARDS DEVELOPED BY THE COMMITTEE.

13 (7) AFTER THE COMMITTEE SUBMITS THE UNIFORM STANDARDS TO  
14 THE BOARD, THE BOARD MAY REQUEST THAT THE COMMITTEE RECONVENE  
15 TO SUBMIT NEW UNIFORM STANDARDS.

16 (8) THIS SECTION IS REPEALED, EFFECTIVE DECEMBER 31, 2016.

17 **SECTION 4.** In Colorado Revised Statutes, **add** 12-35-128.5 as  
18 follows:

19 **12-35-128.5. Interim therapeutic restorations by dental**  
20 **hygienists - permitting process - repeal.** (1) UPON APPLICATION,  
21 ACCOMPANIED BY A FEE IN AN AMOUNT DETERMINED BY THE DIRECTOR,  
22 THE BOARD SHALL GRANT A PERMIT TO PLACE INTERIM THERAPEUTIC  
23 RESTORATIONS TO ANY DENTAL HYGIENIST APPLICANT WHO:

24 (a) HOLDS A LICENSE IN GOOD STANDING TO PRACTICE DENTAL  
25 HYGIENE IN COLORADO;

26 (b) HAS COMPLETED A COURSE DEVELOPED AT THE  
27 POST-SECONDARY EDUCATIONAL LEVEL THAT COMPLIES WITH THE

1 UNIFORM STANDARDS DEVELOPED, AND RULES ADOPTED, PURSUANT TO  
2 SECTION 12-35-128.3. THE COURSE MUST BE OFFERED UNDER THE DIRECT  
3 SUPERVISION OF A MEMBER OF THE FACULTY OF A COLORADO DENTAL OR  
4 DENTAL HYGIENE SCHOOL ACCREDITED BY THE COMMISSION ON DENTAL  
5 ACCREDITATION OR ITS SUCCESSOR AGENCY. ALL FACULTY RESPONSIBLE  
6 FOR CLINICAL EVALUATION OF STUDENTS MUST BE DENTISTS WITH A  
7 FACULTY APPOINTMENT AT AN ACCREDITED COLORADO DENTAL OR  
8 DENTAL HYGIENE SCHOOL.

9 (c) CARRIES CURRENT PROFESSIONAL LIABILITY INSURANCE IN THE  
10 AMOUNT SPECIFIED IN SECTION 12-35-141(2), C.R.S.; AND

11 (d) HAS COMPLETED THE FOLLOWING HOURS OF DENTAL HYGIENE  
12 PRACTICE AS EVIDENCED IN DOCUMENTATION REQUIRED BY THE BOARD:

13 (I) TWO THOUSAND HOURS OF SUPERVISED DENTAL HYGIENE  
14 PRACTICE AFTER INITIAL DENTAL HYGIENE LICENSURE;

15 (II) FOUR THOUSAND HOURS OF UNSUPERVISED DENTAL HYGIENE  
16 PRACTICE AFTER INITIAL DENTAL HYGIENE LICENSURE; OR

17 (III) A COMBINATION OF THE HOURS SPECIFIED IN SUBPARAGRAPHS  
18 (I) AND (II) OF THIS PARAGRAPH (d) AS DETERMINED BY THE BOARD BY  
19 RULE.

20 (2) THE BOARD MAY WAIVE THE REQUIREMENT IN PARAGRAPH (d)  
21 OF SUBSECTION (1) OF THIS SECTION FOR A DENTAL HYGIENIST WHO  
22 PERFORMS INTERIM THERAPEUTIC RESTORATIONS EXCLUSIVELY UNDER  
23 THE DIRECT SUPERVISION OF A DENTIST.

24 (3) A DENTAL HYGIENIST SHALL NOT USE LOCAL ANESTHESIA FOR  
25 THE PURPOSE OF PLACING INTERIM THERAPEUTIC RESTORATIONS.

26 (4) (a) A DENTAL HYGIENIST MAY PLACE AN INTERIM THERAPEUTIC  
27 RESTORATION ONLY AFTER A DENTIST PROVIDES A DIAGNOSIS, TREATMENT

1 PLAN, AND INSTRUCTION TO PERFORM THE PROCEDURE.

2 (b) IF AN INTERIM THERAPEUTIC RESTORATION IS AUTHORIZED BY  
3 A SUPERVISING DENTIST AT A LOCATION OTHER THAN THE DENTIST'S  
4 PRACTICE LOCATION, THE DENTAL HYGIENIST SHALL PROVIDE THE PATIENT  
5 OR THE PATIENT'S REPRESENTATIVE WITH WRITTEN NOTIFICATION THAT  
6 THE CARE WAS PROVIDED AT THE DIRECTION OF THE SUPERVISING DENTIST.  
7 THE DENTAL HYGIENIST SHALL INCLUDE IN THE WRITTEN NOTIFICATION  
8 THE DENTIST'S NAME, PRACTICE LOCATION ADDRESS, AND TELEPHONE  
9 NUMBER.

10 (c) A DENTAL HYGIENIST WHO OBTAINS A DENTIST'S DIAGNOSIS,  
11 TREATMENT PLAN, AND INSTRUCTION TO PERFORM AN ITR UTILIZING  
12 TELEHEALTH BY STORE-AND-FORWARD TRANSFER SHALL NOTIFY THE  
13 PATIENT OF THE PATIENT'S RIGHT TO RECEIVE INTERACTIVE  
14 COMMUNICATION WITH THE DISTANT DENTIST UPON REQUEST.  
15 COMMUNICATION WITH THE DISTANT DENTIST MAY OCCUR EITHER AT THE  
16 TIME OF THE CONSULTATION OR WITHIN THIRTY DAYS AFTER THE DENTAL  
17 HYGIENIST NOTIFIES THE PATIENT OF THE RESULTS OF THE CONSULTATION.

18 (5) A DENTAL HYGIENIST WHO OBTAINS A PERMIT PURSUANT TO  
19 THIS SECTION MAY PLACE INTERIM THERAPEUTIC RESTORATIONS IN A  
20 DENTAL OFFICE SETTING UNDER THE DIRECT OR INDIRECT SUPERVISION OF  
21 A DENTIST OR THROUGH TELEHEALTH SUPERVISION FOR PURPOSES OF  
22 COMMUNICATION WITH THE DENTIST.

23 (6) A DENTIST SHALL NOT SUPERVISE MORE THAN FIVE DENTAL  
24 HYGIENISTS WHO PLACE INTERIM THERAPEUTIC RESTORATIONS UNDER  
25 TELEHEALTH SUPERVISION. A DENTIST WHO SUPERVISES A DENTAL  
26 HYGIENIST WHO PROVIDES INTERIM THERAPEUTIC RESTORATIONS UNDER  
27 TELEHEALTH SUPERVISION MUST HAVE A PHYSICAL PRACTICE LOCATION

1 IN COLORADO FOR PURPOSES OF PATIENT REFERRAL FOR FOLLOW-UP CARE.

2 (7) A DENTAL HYGIENIST SHALL INFORM THE PATIENT OR THE  
3 PATIENT'S LEGAL GUARDIAN, IN WRITING, AND REQUIRE THE PATIENT OR  
4 THE PATIENT'S LEGAL GUARDIAN TO ACKNOWLEDGE BY SIGNATURE, THAT  
5 THE INTERIM THERAPEUTIC RESTORATION IS A TEMPORARY REPAIR TO THE  
6 TOOTH AND THAT APPROPRIATE FOLLOW-UP CARE WITH A DENTIST IS  
7 NECESSARY.

8 (8) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2021.  
9 PRIOR TO THE REPEAL, THE DEPARTMENT OF REGULATORY AGENCIES  
10 SHALL REVIEW THE PERMITTING OF DENTAL HYGIENISTS TO PLACE INTERIM  
11 THERAPEUTIC RESTORATIONS AS PROVIDED IN SECTION 24-34-104, C.R.S.

12 **SECTION 5.** In Colorado Revised Statutes, **add** 12-35-128.7 as  
13 follows:

14 **12-35-128.7. Interim therapeutic restorations - gifts, grants,**  
15 **and donations - repeal.** (1) THE DIVISION IS AUTHORIZED TO ACCEPT  
16 GIFTS, GRANTS, AND DONATIONS FROM INDIVIDUALS, PRIVATE  
17 ORGANIZATIONS, AND FOUNDATIONS TO IMPLEMENT THE PERMITTING OF  
18 DENTAL HYGIENISTS TO PLACE INTERIM THERAPEUTIC RESTORATIONS  
19 UNDER SECTION 12-35-128.5.

20 (2) THIS SECTION IS REPEALED, EFFECTIVE DECEMBER 31, 2016.

21 **SECTION 6.** In Colorado Revised Statutes, 12-35-129, **amend**  
22 (1) (ll) and (1) (mm); and **add** (1) (nn) as follows:

23 **12-35-129. Grounds for disciplinary action.** (1) The board may  
24 take disciplinary action against an applicant or licensee in accordance  
25 with section 12-35-129.1 for any of the following causes:

26 (ll) Administering moderate sedation or deep sedation/general  
27 anesthesia without a licensed dentist or other licensed health care



1 professional qualified to administer the relevant level of sedation or  
2 anesthesia present in the operatory; ~~or~~

3 (mm) Failing to complete and maintain records of completing  
4 continuing education as required by section 12-35-139; OR

5 (nn) FAILING TO COMPLY WITH SECTION 12-35-128.5 REGARDING  
6 THE PLACEMENT OF INTERIM THERAPEUTIC RESTORATIONS.

7 **SECTION 7.** In Colorado Revised Statutes, 25.5-5-207, **add** (2)  
8 (d) as follows:

9 **25.5-5-207. Adult dental benefit - adult dental fund - creation**  
10 **- legislative declaration.** (2) (d) SUBJECT TO FEDERAL AUTHORIZATION  
11 AND FEDERAL FINANCIAL PARTICIPATION, ON OR AFTER JULY 1, 2016, THE  
12 DIAGNOSIS, DEVELOPMENT OF A TREATMENT PLAN, INSTRUCTION TO  
13 PERFORM AN INTERIM THERAPEUTIC RESTORATION PROCEDURE, OR  
14 SUPERVISION OF A DENTAL HYGIENIST PERFORMING AN INTERIM  
15 THERAPEUTIC RESTORATION PROCEDURE MAY BE PROVIDED THROUGH  
16 TELEHEALTH, INCLUDING STORE-AND-FORWARD TRANSFER, IN  
17 ACCORDANCE WITH SECTION 25.5-5-321.5.

18 **SECTION 8.** In Colorado Revised Statutes, **add** 25.5-5-321.5 as  
19 follows:

20 **25.5-5-321.5. Telehealth - interim therapeutic restorations -**  
21 **reimbursement - definitions.** (1) SUBJECT TO FEDERAL AUTHORIZATION  
22 AND FEDERAL FINANCIAL PARTICIPATION, ON OR AFTER JULY 1, 2016,  
23 IN-PERSON CONTACT BETWEEN A HEALTH CARE PROVIDER AND A  
24 RECIPIENT IS NOT REQUIRED UNDER THE STATE'S MEDICAL ASSISTANCE  
25 PROGRAM FOR THE DIAGNOSIS, DEVELOPMENT OF A TREATMENT PLAN,  
26 INSTRUCTION TO PERFORM AN INTERIM THERAPEUTIC RESTORATION  
27 PROCEDURE, OR SUPERVISION OF A DENTAL HYGIENIST PERFORMING AN

1 INTERIM THERAPEUTIC RESTORATION PROCEDURE. A HEALTH CARE  
2 PROVIDER MAY PROVIDE THESE SERVICES THROUGH TELEHEALTH,  
3 INCLUDING STORE-AND-FORWARD TRANSFER, AND IS ENTITLED TO  
4 REIMBURSEMENT FOR THE DELIVERY OF THOSE SERVICES VIA TELEHEALTH  
5 TO THE EXTENT THE SERVICES ARE OTHERWISE ELIGIBLE FOR  
6 REIMBURSEMENT UNDER THE PROGRAM WHEN PROVIDED IN PERSON. THE  
7 SERVICES ARE SUBJECT TO THE REIMBURSEMENT POLICIES DEVELOPED  
8 PURSUANT TO THE STATE MEDICAL ASSISTANCE PROGRAM.

9 (2) AS USED IN THIS SECTION:

10 (a) "INTERIM THERAPEUTIC RESTORATION" HAS THE SAME  
11 MEANING AS SET FORTH IN SECTION 12-35-103 (10.5), C.R.S.

12 (b) "STORE-AND-FORWARD TRANSFER" MEANS A TELEHEALTH BY  
13 STORE-AND-FORWARD TRANSFER, AS DEFINED IN SECTION 12-35-103 (16),  
14 C.R.S.

15 **SECTION 9.** In Colorado Revised Statutes, **add** 25.5-8-109.5 as  
16 follows:

17 **25.5-8-109.5. Telehealth - interim therapeutic restorations -**  
18 **reimbursement - definitions.** (1) SUBJECT TO FEDERAL AUTHORIZATION  
19 AND FINANCIAL PARTICIPATION, ON OR AFTER JULY 1, 2016, IN-PERSON  
20 CONTACT BETWEEN A HEALTH CARE PROVIDER AND AN ENROLLEE IS NOT  
21 REQUIRED UNDER THE CHILDREN'S BASIC HEALTH PLAN FOR THE  
22 DIAGNOSIS, DEVELOPMENT OF A TREATMENT PLAN, INSTRUCTION TO  
23 PERFORM AN INTERIM THERAPEUTIC RESTORATION PROCEDURE, OR  
24 SUPERVISION OF A DENTAL HYGIENIST PERFORMING AN INTERIM  
25 THERAPEUTIC RESTORATION PROCEDURE. A HEALTH CARE PROVIDER MAY  
26 PROVIDE THESE SERVICES THROUGH TELEHEALTH, INCLUDING  
27 STORE-AND-FORWARD TRANSFER, AND IS ENTITLED TO REIMBURSEMENT

1 FOR THE DELIVERY OF THOSE SERVICES VIA TELEHEALTH TO THE EXTENT  
2 THE SERVICES ARE OTHERWISE ELIGIBLE FOR REIMBURSEMENT UNDER THE  
3 PLAN. THE SERVICES ARE SUBJECT TO THE REIMBURSEMENT POLICIES  
4 DEVELOPED PURSUANT TO THE CHILDREN'S BASIC HEALTH PLAN.

5 (2) AS USED IN THIS SECTION:

6 (a) "INTERIM THERAPEUTIC RESTORATION" HAS THE SAME  
7 MEANING AS SET FORTH IN SECTION 12-35-103 (10.5), C.R.S.

8 (b) "STORE-AND-FORWARD TRANSFER" MEANS A TELEHEALTH BY  
9 STORE-AND-FORWARD TRANSFER, AS DEFINED IN SECTION 12-35-103 (16),  
10 C.R.S.

11 **SECTION 10.** In Colorado Revised Statutes, 24-34-104, **add**  
12 (52.5) (d) as follows:

13 **24-34-104. General assembly review of regulatory agencies**  
14 **and functions for termination, continuation, or reestablishment.**

15 (52.5) The following agencies, functions, or both, terminate on  
16 September 1, 2021:

17 (d) THE PERMITTING OF DENTAL HYGIENISTS TO PLACE INTERIM  
18 THERAPEUTIC RESTORATIONS PURSUANT TO SECTION 12-35-128.5, C.R.S.

19 **SECTION 11. Appropriation.** (1) For the 2015-16 state fiscal  
20 year, \$37,940 is appropriated to the department of regulatory agencies.  
21 This appropriation is from the division of professions and occupations  
22 cash fund created in section 24-34-105 (2) (b) (I), C.R.S. To implement  
23 this act, the department may use this appropriation as follows:

24 (a) \$30,514 for use by the division of professions and occupations  
25 for personal services; and

26 (b) \$7,426 for the purchase of legal services.

27 (2) For the 2015-16 state fiscal year, \$7,426 is appropriated to the

1 department of law. This appropriation is from reappropriated funds  
2 received from the department of regulatory agencies under paragraph (b)  
3 of subsection (1) of this section. To implement this act, the department of  
4 law may use this appropriation to provide legal services for the  
5 department of regulatory agencies.

6 (3) For the 2015-16 state fiscal year, \$11,648 is appropriated to  
7 the department of health care policy and financing. This appropriation  
8 consists of \$10,815 from the general fund that is subject to the "(M)"  
9 notation as defined in the general appropriation act for the same fiscal  
10 year, \$759 from the hospital provider fee cash fund created in section  
11 25.5-4-402.3 (4), C.R.S., and \$74 from the children's basic health plan  
12 trust fund created in section 25.5-8-105 (1), C.R.S. To implement this act,  
13 the department may use this appropriation as follows:

14 (a) \$6,300 from the general fund for medicaid management  
15 information system maintenance and projects;

16 (b) \$5,205, which consists of \$4,515 from the general fund and  
17 \$690 from the hospital provider fee cash fund, for medical service  
18 premiums; and

19 (c) \$143, which consists of \$74 from the children's basic health  
20 plan trust fund and \$69 from the hospital provider fee cash fund, for  
21 children's basic health plan medical and dental costs.

22 (4) For the 2015-16 state fiscal year, the general assembly  
23 anticipates that the department of health care policy and financing will  
24 receive \$25,958 federal funds to implement this act. The appropriation in  
25 subsection (3) of this section is based on the assumption that the  
26 department will receive this amount of federal funds to be used as  
27 follows:

1 (a) \$18,900 for medicaid management information system  
2 maintenance and projects;

3 (b) \$6,012 for medical service premiums; and

4 (c) \$1,046 for children's basic health plan medical and dental costs.

5 **SECTION 12. Act subject to petition - effective date.** This act  
6 takes effect at 12:01 a.m. on the day following the expiration of the  
7 ninety-day period after final adjournment of the general assembly (August  
8 5, 2015, if adjournment sine die is on May 6, 2015); except that, if a  
9 referendum petition is filed pursuant to section 1 (3) of article V of the  
10 state constitution against this act or an item, section, or part of this act  
11 within such period, then the act, item, section, or part will not take effect  
12 unless approved by the people at the general election to be held in  
13 November 2016 and, in such case, will take effect on the date of the  
14 official declaration of the vote thereon by the governor.