

First Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 13-0060.01 Christy Chase x2008

SENATE BILL 13-026

SENATE SPONSORSHIP

Carroll and Aguilar,

HOUSE SPONSORSHIP

(None),

Senate Committees
Health & Human Services

House Committees

A BILL FOR AN ACT

101 CONCERNING EXPANSION OF THE "MICHAEL SKOLNIK MEDICAL
102 TRANSPARENCY ACT OF 2010" TO REQUIRE ADDITIONAL
103 HEALTH CARE PROVIDERS TO DISCLOSE INFORMATION ABOUT
104 THEIR PRACTICE HISTORY.

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>.)

Currently, the "Michael Skolnik Medical Transparency Act of 2010" (act) requires most regulated health care providers who are

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.

applying for, renewing, reinstating, or reactivating a license, certification, or registration to disclose specified information about their practice history to the director of the division of professions and occupations for inclusion in a publicly available database.

The bill adds the following health care providers to the list of providers required to report information to the director, with the requirement taking effect July 1, 2014:

- ! Athletic trainers;
- ! Massage therapists;
- ! Certified nurse aides;
- ! Occupational therapists;
- ! Respiratory therapists;
- ! Pharmacists;
- ! Psychiatric technicians; and
- ! Surgical assistants and surgical technologists.

Additionally, the bill removes from the list of health care providers subject to the act hearing aid providers because the state no longer licenses those professionals.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-34-110, **amend**
3 (3) (a) (XIX) and (4) introductory portion; **repeal** (3) (a) (II); and **add** (3)
4 (a) (XXI), (3) (a) (XXII), (3) (a) (XXIII), (3) (a) (XXIV), (3) (a) (XXV),
5 (3) (a) (XXVI), (3) (a) (XXVII), and (3) (a) (XXVIII) as follows:

6 **24-34-110. Medical transparency act of 2010 - disclosure of**
7 **information about health care licensees - fines - rules - short title -**
8 **legislative declaration.** (3) (a) As used in this section, "applicant" means
9 a person applying for a new, active license, certification, or registration
10 or to renew, reinstate, or reactivate an active license, certification, or
11 registration to practice:

12 ~~(II) As a licensed hearing aid provider pursuant to part 2 of article~~
13 ~~5.5 of title 12, C.R.S.;~~

14 (XIX) Addiction counseling pursuant to part 8 of article 43 of title
15 12, C.R.S.; and

1 (XXI) ATHLETIC TRAINING PURSUANT TO ARTICLE 29.7 OF TITLE
2 12, C.R.S.;

3 (XXII) MASSAGE THERAPY PURSUANT TO ARTICLE 35.5 OF TITLE
4 12, C.R.S.;

5 (XXIII) AS A CERTIFIED NURSE AIDE PURSUANT TO PART 1 OF
6 ARTICLE 38.1 OF TITLE 12, C.R.S.;

7 (XXIV) OCCUPATIONAL THERAPY PURSUANT TO ARTICLE 40.5 OF
8 TITLE 12, C.R.S.;

9 (XXV) RESPIRATORY THERAPY PURSUANT TO ARTICLE 41.5 OF
10 TITLE 12, C.R.S.;

11 (XXVI) PHARMACY PURSUANT TO ARTICLE 42.5 OF TITLE 12,
12 C.R.S.;

13 (XXVII) AS A PSYCHIATRIC TECHNICIAN PURSUANT TO ARTICLE 42
14 OF TITLE 12, C.R.S.; AND

15 (XXVIII) AS A SURGICAL ASSISTANT OR SURGICAL TECHNOLOGIST
16 PURSUANT TO ARTICLE 43.2 OF TITLE 12, C.R.S.

17 (4) ~~On and after January 1, 2008, any person~~ WHEN applying for
18 a new license, CERTIFICATION, OR REGISTRATION or to renew, reinstate,
19 or reactivate a license, ~~to practice medicine~~ CERTIFICATION, OR
20 REGISTRATION in this state, ~~and on and after July 1, 2011,~~ each applicant
21 ~~for a new license, certification, or registration or to renew, reinstate, or~~
22 ~~reactivate a license, certification, or registration in this state,~~ shall provide
23 the following information to the director of the division of professions
24 and occupations, in a form and manner determined by the director, as
25 applicable to each profession:

26 **SECTION 2. Act subject to petition - effective date -**
27 **applicability.** (1) This act takes effect July 1, 2014; except that, if a

1 referendum petition is filed pursuant to section 1 (3) of article V of the
2 state constitution against this act or an item, section, or part of this act
3 within the ninety-day period after final adjournment of the general
4 assembly, then the act, item, section, or part will not take effect unless
5 approved by the people at the general election to be held in November
6 2014 and, in such case, will take effect on the date of the official
7 declaration of the vote thereon by the governor.

8 (2) This act applies to applications for a new or to renew,
9 reinstate, or reactivate a license, certification, or registration submitted on
10 or after the applicable effective date of this act.