

HOUSE COMMITTEE OF REFERENCE REPORT

\_\_\_\_\_  
Chair of Committee

\_\_\_\_\_  
Date

February 21, 2020

Committee on Public Health Care & Human Services.

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

HB20-1206 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

1 Amend printed bill, page 8, after line 8 insert:

2 "SECTION 9. In Colorado Revised Statutes, 12-245-214, **amend**  
3 (2) as follows:

4 **12-245-214. Denial of license, registration, or certification -**  
5 **reinstatement.** (2) If a board determines that an applicant does not  
6 possess the applicable qualifications required by this article 245 or, for a  
7 licensed clinical social worker, licensed social worker, licensed marriage  
8 and family therapist, licensed professional counselor, licensed addiction  
9 counselor, or ~~level II or III~~ certified addiction counselor, is unable to  
10 demonstrate ~~his or her~~ continued professional competence as required by  
11 section 12-245-410, 12-245-506, 12-245-606, or 12-245-806,  
12 respectively, the board may deny the applicant a license, registration, or  
13 certification or deny the reinstatement of a license, registration, or  
14 certification. If the application is denied, the board shall provide the  
15 applicant with a statement in writing setting forth the basis of the board's  
16 determination that the applicant does not possess the qualifications or  
17 professional competence required by this article 245. The applicant may  
18 request a hearing on the determination as provided in section 24-4-104  
19 (9).".

20 Renumber succeeding sections accordingly.

21 Page 8, strike lines 18 and 19 and substitute "therapists AND LICENSED  
22 MARRIAGE AND FAMILY THERAPIST CANDIDATES, LICENSED social workers

1 AND LICENSED SOCIAL WORKER CANDIDATES, LICENSED professional  
2 counselors AND LICENSED PROFESSIONAL COUNSELOR CANDIDATES, and  
3 LICENSED psychologists AND LICENSED PSYCHOLOGIST CANDIDATES;  
4 licensed or certified addiction counselors AND LICENSED OR CERTIFIED  
5 ADDICTION COUNSELOR CANDIDATES; and registered".

6 Page 9, strike line 6, and substitute "(2)(e)(IV); and **add** (2)(g) and (2)(h)  
7 as follows:".

8 Page 9, strike lines 16 through 22.

9 Page 9, strike line 25 and substitute "PROGRAM; OR  
10 (h) A PROFESSIONAL PRACTICING AURICULAR ACUDETUX IN  
11 ACCORDANCE WITH SECTION 12-245-233.".

12 Page 11, line 26, after "CRIME" insert "RELATED TO THE PERSON'S  
13 PRACTICE".

14 Page 11, after line 27 insert:  
15 "(III) A NONVIOLENT FELONY, DEFERRED SENTENCE, OR FELONY  
16 CHARGE THAT OCCURRED FIVE OF MORE YEARS BEFORE THE DATE THAT  
17 THE INITIAL LICENSE, REGISTRATION, OR CERTIFICATE IS ISSUED IS NOT A  
18 VIOLATION OF THIS ARTICLE 245 AND DOES NOT NEED TO BE DISCLOSED TO  
19 THE BOARD.".

20 Page 12, line 3, strike "PROVIDED" and substitute "PROVIDED, INCLUDING  
21 MARKETING, OFFICE SPACE, ADMINISTRATIVE, CONSULTATIVE, AND  
22 CLINICAL SERVICES,".

23 Page 12, line 7, strike "PROVIDED" and substitute "PROVIDED, INCLUDING  
24 MARKETING, OFFICE SPACE, ADMINISTRATIVE, CONSULTATIVE, AND  
25 CLINICAL SERVICES,".

26 Page 12, line 14, strike "(2)(d)(I) and (8)" and substitute "(2)(d)(I), (4)(a),  
27 and (8); and **add** (9) and **repeal** (4)(b)".

28 Page 13, after line 1 insert:  
29 "(4) (a) ~~Except as provided in subsection (4)(b) of this section, if~~  
30 ~~a complaint is dismissed~~ FOR RECORDS OF DISCIPLINARY ACTION TAKEN  
31 BY THE BOARD PURSUANT TO THIS SECTION, records of investigations,  
32 examinations, hearings, meetings, and other proceedings of the board

1 conducted pursuant to this section are exempt from the open records law,  
2 article 72 of title 24.

3 ~~(b) The exemption from the open records law specified in~~  
4 ~~subsection (4)(a) of this section does not apply:~~

5 ~~(I) When a decision to proceed with a disciplinary action has been~~  
6 ~~agreed upon by a majority of the members of the applicable board and a~~  
7 ~~notice of formal complaint is drafted and served on the licensee,~~  
8 ~~registrant, or certificate holder by first-class mail; or~~

9 ~~(H) Upon final agency action."~~

10 Page 13, after line 17 insert:

11 "(9) A LETTER OF ADMONITION ISSUED TO A PERSON PURSUANT TO  
12 SECTION 12-20-404 (4) IS CONFIDENTIAL AND NOT SUBJECT TO DISCLOSURE  
13 TO THE PUBLIC OR IN ANY COURT ACTION FIVE YEARS AFTER THE DATE THE  
14 LETTER IS ISSUED UNLESS:

15 (a) THE BOARD IS A PARTY TO AN ACTION WHERE THE LETTER OF  
16 ADMONITION IS AT ISSUE; OR

17 (b) THE PERSON WHO RECEIVED THE LETTER OF ADMONITION HAS  
18 SUBSEQUENTLY BEEN SUBJECT TO DISCIPLINARY ACTION BY THE BOARD."

19 Page 13, after line 17 insert:

20 "**SECTION 16.** In Colorado Revised Statutes, 12-245-233,  
21 **amend** (1), (2), and (4) as follows:

22 **12-245-233. Auricular acudetox by professionals - training -**  
23 **definition.** (1) A ~~mental health care~~ professional who has provided  
24 documentation that he or she has been trained to perform auricular  
25 acudetox in accordance with subsection (4) of this section may perform  
26 auricular acudetox if the auricular acudetox is performed under the ~~mental~~  
27 ~~health care~~ professional's current scope of practice. ~~and the mental health~~  
28 ~~professional is:~~

29 ~~(a) Licensed pursuant to this article 245;~~

30 ~~(b) Certified as a level III addiction counselor pursuant to part 8~~  
31 ~~of this article 245; or~~

32 ~~(c) Registered as a psychotherapist pursuant to part 7 of this~~  
33 ~~article 245.~~

34 (2) A ~~mental health care~~ professional performing auricular  
35 acudetox pursuant to subsection (1) of this section shall not use the title  
36 "acupuncturist" or otherwise claim to be a person qualified to perform  
37 acupuncture beyond the scope of this section.

38 (4) In order to perform auricular acudetox pursuant to subsection  
39 (1) of this section, a ~~mental health care~~ professional must successfully

1 complete a training program in auricular acudetox for the treatment of  
2 substance use disorders that meets or exceeds standards of training  
3 established by the National Acupuncture Detoxification Association or  
4 another organization approved by the director."

5 Renumber succeeding sections accordingly.

6 Page 15, strike line 12 and substitute "(2) introductory portion, (2)(b), and  
7 (3) as follows:".

8 Page 15, strike lines 19 through 27.

9 Page 16, strike lines 1 through 4 and substitute "~~of a mental health~~  
10 ~~consumer~~. These individuals must have never been psychologists,  
11 applicants or former applicants for licensure as psychologists, members  
12 of another mental health profession, or members of households that  
13 include psychologists or members of another mental health profession or  
14 otherwise have conflicts of interest or the appearance of conflicts with  
15 their duties as board members.

16 (3) ~~(a)~~ Each board member shall hold office until the expiration  
17 of the member's appointed term or until a successor is duly appointed.  
18 ~~Except as specified in subsection (3)(b) of this section,~~ The term of each  
19 member shall be four years, and no board member shall serve more than  
20 two full consecutive terms. Any vacancy occurring in board membership  
21 other than by expiration of a term shall be filled by the governor by  
22 appointment for the unexpired term of the member."

23 Page 18, after line 23 insert:

24 "SECTION 25. In Colorado Revised Statutes, 12-245-601, add  
25 (1.5) and (2.5) as follows:

26 **12-245-601. Definitions.** As used in this part 6, unless the context  
27 otherwise requires:

28 (1.5) "CLINICAL SUPERVISION" MEANS SUPERVISION PROVIDED BY  
29 A LICENSED PROFESSIONAL COUNSELOR SUPERVISOR, LICENSED  
30 PSYCHOLOGIST, LICENSED MARRIAGE AND FAMILY THERAPIST, LICENSED  
31 CLINICAL SOCIAL WORKER, OR LICENSED ADDICTION COUNSELOR; THAT IS  
32 NOT ADMINISTRATIVE IN NATURE; AND THAT MAY INCLUDE A  
33 COLLABORATIVE RELATIONSHIP THAT PROMOTES THE EDUCATION,  
34 GROWTH, AND DEVELOPMENT OF A LICENSED PROFESSIONAL COUNSELOR  
35 APPLICANT AND PROVIDES FOR THE EVALUATION OF THE APPLICANT'S  
36 CLINICAL PERFORMANCE AND COMPETENCY.

1 (2.5) "LICENSED PROFESSIONAL COUNSELOR SUPERVISOR" MEANS  
2 A LICENSED PROFESSIONAL COUNSELOR WHO HAS RECEIVED EDUCATION  
3 AND TRAINING IN THE CLINICAL SUPERVISION OF MENTAL HEALTH  
4 PROFESSIONALS AS DETERMINED BY THE BOARD."

5 Renumber succeeding sections accordingly.

6 Page 19, after line 4 insert:

7 "SECTION 27. In Colorado Revised Statutes, 12-245-501, **add**  
8 (2.5) as follows:

9 **12-245-501. Definitions.** As used in this part 5, unless the context  
10 otherwise requires:

11 (2.5) "CLINICAL SUPERVISION" MEANS:

12 (a) THE EVALUATION AND MODIFICATION OR APPROVAL BY A  
13 SUPERVISOR OF THE CLINICAL PRACTICE OF THE PERSON BEING  
14 SUPERVISED; AND

15 (b) A SOURCE OF KNOWLEDGE, EXPERTISE, AND MORE ADVANCED  
16 SKILLS MADE AVAILABLE TO THE PERSON BEING SUPERVISED.

17 **SECTION 28.** In Colorado Revised Statutes, 12-245-504, **amend**  
18 (1)(d) as follows:

19 **12-245-504. Qualifications - examination - licensure and**  
20 **registration.** (1) The board shall issue a license as a marriage and family  
21 therapist to each applicant who files an application in a form and manner  
22 required by the board, submits the fee required by the board pursuant to  
23 section 12-245-205, and furnishes evidence satisfactory to the board that  
24 the applicant:

25 (d) Subsequent to completing ~~his or her~~ THE APPLICANT'S master's  
26 or doctoral degree, has had at least two years of post-master's or one year  
27 of postdoctoral practice in individual and marriage and family therapy,  
28 including at least one thousand five hundred hours of face-to-face direct  
29 client contact as determined by the board for the purpose of assessment  
30 and intervention under ~~board-approved~~ CLINICAL supervision THAT MAY  
31 BE IN-PERSON OR TELESUPERVISION; and

32 **SECTION 29.** In Colorado Revised Statutes, 12-245-604, **amend**  
33 (1)(d) as follows:

34 **12-245-604. Licensure - examination - licensed professional**  
35 **counselors.** (1) The board shall issue a license as a licensed professional  
36 counselor to each applicant who files an application in a form and manner  
37 required by the board, submits the fee required by the board pursuant to  
38 section 12-245-205, and furnishes evidence satisfactory to the board that

1 the applicant:

2 (d) (I) Has at least two years of post-master's practice or one year  
3 of postdoctoral practice in licensed professional counseling under  
4 CLINICAL supervision; ~~approved by the board~~; and

5 (II) HAS AT LEAST TWO THOUSAND HOURS OF PRACTICE IN  
6 COUNSELING, INCLUDING AT LEAST ONE THOUSAND FIVE HUNDRED HOURS  
7 OF FACE-TO-FACE DIRECT CLIENT CONTACT UNDER CLINICAL SUPERVISION  
8 THAT IS IN-PERSON OR IS TELESUPERVISION; AND

9 **SECTION 30.** In Colorado Revised Statutes, 12-245-604, **add** (5)  
10 as follows:

11 **12-245-604. Licensure - examination - licensed professional**  
12 **counselors.** (5) (a) IF AN APPLICANT HAS COMPLETED AN EQUIVALENT  
13 PROGRAM AS DETERMINED BY THE BOARD PURSUANT TO SUBSECTION  
14 (1)(c) OF THIS SECTION, THE BOARD SHALL NOT PLACE ADDITIONAL  
15 REQUIREMENTS, BARRIERS, OR BURDENS RELATED TO LICENSURE OR  
16 SUPERVISION ON THE APPLICANT.

17 (b) THE BOARD SHALL NOT GIVE PREFERENCE CONCERNING  
18 LICENSURE, SUPERVISION, OR OTHER REQUIREMENTS OF THIS PART 6 TO AN  
19 APPLICANT WHO HAS COMPLETED A MASTER'S OR DOCTORAL DEGREE IN  
20 PROFESSIONAL COUNSELING FROM AN ACCREDITED SCHOOL OR COLLEGE  
21 PURSUANT TO SUBSECTION (1)(c) OF THIS SECTION BASED UPON THE  
22 ACCREDITING ORGANIZATION."

23 Renumber succeeding sections accordingly.

24 Page 19, line 5, after "12-245-703," insert "**amend** (3); and".

25 Page 19, after line 16 insert:

26 "(3) (a) BEFORE SEPTEMBER 1, 2020, any person not otherwise  
27 licensed, registered, or certified pursuant to this article 245 who is  
28 practicing psychotherapy in this state shall register with the board by  
29 submitting his or her name, current address, educational qualifications,  
30 disclosure statements, therapeutic orientation or methodology, or both,  
31 and years of experience in each specialty area. Upon receipt and review  
32 of the required information, the board may approve the psychotherapist  
33 for registration in the database required by subsection (1) of this section.  
34 A registered psychotherapist shall update this information upon renewal  
35 of his or her registration and at other times and under conditions specified  
36 by the board by rule. At the time of recording the information required by  
37 this section, the registered psychotherapist shall indicate whether he or

1 she has been convicted of, or entered a plea of guilty or nolo contendere  
2 to, any felony or misdemeanor.

3 (b) (I) A PERSON REGISTERED AS A PSYCHOTHERAPIST PURSUANT  
4 TO THIS PART 7 AND WHO MEETS THE REQUIREMENTS OF THIS SECTION  
5 MAY CONTINUE TO PRACTICE AS A REGISTERED PSYCHOTHERAPIST  
6 THROUGH SEPTEMBER 1, 2025.

7 (II) ON AND AFTER SEPTEMBER 1, 2025, A PERSON WHO WISHES TO  
8 PRACTICE PSYCHOTHERAPY IN THIS STATE MUST OBTAIN CANDIDATE FOR  
9 LICENSURE STATUS OR A LICENSE TO PRACTICE AS A LICENSED MENTAL  
10 HEALTH PROFESSIONAL PURSUANT TO PART 3, 4, 5, 6, OR 8 OF THIS ARTICLE  
11 245.

12 **SECTION 32.** In Colorado Revised Statutes, 12-245-801, **amend**  
13 (6) as follows:

14 **12-245-801. Definitions.** As used in this part 8, unless the context  
15 otherwise requires:

16 (6) "Certified" means certified as an ~~addiction counselor certified~~  
17 ~~at level I, H, or III~~ ADDICTION TECHNICIAN OR ADDICTION SPECIALIST."

18 Renumber succeeding sections accordingly.

19 Page 20, after line 5 insert:

20 **"SECTION 35.** In Colorado Revised Statutes, 12-245-804,  
21 **amend** (1)(d)(I), (1)(e), (1)(g), and (2)(c); and **add** (3.5) as follows:

22 **12-245-804. Requirements for licensure and certification -**  
23 **rules.** (1) The board shall issue a license as an addiction counselor to an  
24 applicant who files an application in the form and manner required by the  
25 board, submits the fee required by the board pursuant to section  
26 12-245-205, and submits evidence satisfactory to the board that the  
27 applicant:

28 (d) Demonstrates professional competence by:

29 (I) ~~Passing a national~~ THE MASTER ADDICTION COUNSELOR  
30 examination ~~demonstrating special knowledge and skills in behavioral~~  
31 ~~health disorders counseling as determined by the office of behavioral~~  
32 ~~health in the department of human services and approved by the board~~  
33 ADMINISTERED BY THE NATIONAL ASSOCIATION FOR ALCOHOLISM AND  
34 DRUG ABUSE COUNSELORS, OR AN EQUIVALENT EXAMINATION  
35 ADMINISTERED BY A SUCCESSOR ORGANIZATION; and

36 (e) Has met the requirements for a certificate of addiction  
37 counseling, ~~level III~~ SPECIALIST;

38 (g) Has completed at least ~~five~~ THREE thousand hours of clinically

1 supervised work experience IN THE ADDICTION FIELD WITH A MINIMUM OF  
2 TWO THOUSAND DIRECT CLINICAL HOURS. THE CLINICAL SUPERVISION  
3 MAY BE IN-PERSON OR TELESUPERVISION.

4 (2) The board shall issue a certification as an addiction counselor  
5 to an applicant who files an application in the form and manner required  
6 by the board, submits the fee required by the board pursuant to section  
7 12-245-205, and submits evidence satisfactory to the board that the  
8 applicant:

9 (c) Has met the requirements for certification ~~at a particular~~  
10 ~~certification level~~ AS A CERTIFIED ADDICTION TECHNICIAN OR A CERTIFIED  
11 ADDICTION SPECIALIST as specified in rules adopted pursuant to  
12 subsection (3) of this section ~~by the state board of human services in the~~  
13 ~~department of human services~~ AND AS SPECIFIED IN SUBSECTION (3.5) OF  
14 THIS SECTION.

15 (3.5) IN THE RULES PROMULGATED PURSUANT TO SUBSECTION (3)  
16 OF THIS SECTION, THE STATE BOARD SHALL REQUIRE THAT:

17 (a) A CERTIFIED ADDICTION TECHNICIAN:

18 (I) HAVE A HIGH SCHOOL DIPLOMA OR ITS EQUIVALENT'

19 (II) ACCRUED A MINIMUM OF ONE THOUSAND HOURS OF  
20 SUPERVISED CLINICAL EXPERIENCE HOURS OVER A MINIMUM OF SIX  
21 MONTHS;

22 (III) PASSED A JURISPRUDENCE EXAMINATION AS DETERMINED BY  
23 THE BOARD; AND

24 (IV) PASSED THE NATIONAL CERTIFICATION ADDICTION  
25 COUNSELOR LEVEL I EXAMINATION ADMINISTERED BY THE NATIONAL  
26 ASSOCIATION OF ALCOHOLISM AND DRUG ABUSE COUNSELORS, OR AN  
27 EQUIVALENT EXAMINATION ADMINISTERED BY A SUCCESSOR  
28 ORGANIZATION.

29 (b) A CERTIFIED ADDICTION SPECIALIST:

30 (I) HAVE A BACHELOR'S DEGREE IN A CLINICAL BEHAVIORAL  
31 HEALTH CONCENTRATION;

32 (II) ACCRUED A MINIMUM OF TWO THOUSAND HOURS OF  
33 SUPERVISED CLINIC WORK HOURS OVER A MINIMUM OF TWELVE MONTHS,  
34 WHICH MAY INCLUDE THE HOURS REQUIRED FOR CERTIFICATION AS A  
35 CERTIFIED ADDICTION SPECIALIST;

36 (III) PASSED A JURISPRUDENCE EXAMINATION AS DETERMINED BY  
37 THE BOARD; AND

38 (IV) PASSED THE NATIONAL CERTIFICATION ADDICTION  
39 COUNSELOR LEVEL II EXAMINATION ADMINISTERED BY THE NATIONAL  
40 ASSOCIATION FOR ALCOHOLISM AND DRUG ABUSE COUNSELORS, OR AN  
41 EQUIVALENT EXAMINATION ADMINISTERED BY A SUCCESSOR

1 ORGANIZATION.

2 **SECTION 36.** In Colorado Revised Statutes, 12-245-805, **amend**  
3 (1); and **add** (3) as follows:

4 **12-245-805. Rights and privileges of certification and licensure**  
5 **- titles.** (1) Any person who possesses a valid, unsuspended, and  
6 unrevoked certificate as a ~~level I, II, or III certified addiction counselor~~  
7 CERTIFIED ADDICTION TECHNICIAN OR CERTIFIED ADDICTION SPECIALIST  
8 has the right to practice addiction counseling under supervision or  
9 consultation as required by the rules of the state board of human services  
10 in the department of human services; a ~~level III certified addiction~~  
11 ~~counselor has the right to~~ A CERTIFIED ADDICTION SPECIALIST MAY  
12 supervise addiction counseling practice, and ~~all levels of certification~~  
13 ~~have the right to~~ MAY use the title "certified addiction counselor" and the  
14 abbreviations "~~CAC I~~", "~~CAC II~~", or "~~CAC III~~", as applicable "CAC" or  
15 "CAS"; A CERTIFIED ADDICTION TECHNICIAN MAY USE THE TITLE  
16 "CERTIFIED ADDICTION COUNSELOR", "CAC", OR "CAT". No other person  
17 shall assume these titles or use these abbreviations on any work or media  
18 to indicate that the person using the title or abbreviation is a certified  
19 addiction counselor.

20 (3) (a) THE PRACTICE OF A CERTIFIED ADDICTION TECHNICIAN MAY  
21 INCLUDE:

- 22 (I) COLLECTION OF BIOPSYCHOSOCIAL SCREENING DATA;
- 23 (II) SERVICE COORDINATION AND CASE MANAGEMENT;
- 24 (III) MONITORING COMPLIANCE WITH CASE MANAGEMENT PLANS;
- 25 (IV) SKILL BASED EDUCATION;
- 26 (V) CO-FACILITATING THERAPY GROUPS WITH CERTIFIED  
27 ADDICTION SPECIALISTS OR LICENSED ADDICTION COUNSELORS;
- 28 (VI) CLIENT, FAMILY, AND COMMUNITY ADDICTION EDUCATION;
- 29 AND
- 30 (VII) REFERRAL AND DISCHARGE RESOURCING AND PLANNING.

31 (b) THE PRACTICE OF A CERTIFIED ADDICTION SPECIALIST MAY  
32 INCLUDE:

- 33 (I) TREATING SUBSTANCE USE AND CO-OCCURRING DISORDERS;
- 34 (II) CLINICAL ASSESSMENTS INCLUDING DIAGNOSTIC IMPRESSION;
- 35 (III) TREATMENT PLANNING;
- 36 (IV) REFERRAL AND DISCHARGE PLANNING;
- 37 (V) SERVICE COORDINATION AND CASE MANAGEMENT;
- 38 (VI) ADDICTION COUNSELING FOR INDIVIDUALS, FAMILIES, AND  
39 GROUPS; AND
- 40 (VII) CLIENT, FAMILY, AND COMMUNITY EDUCATION AND  
41 PSYCHO-EDUCATION."

1 Renumber succeeding sections accordingly.

2 Page 20, strike lines 14 through 22 and substitute:

3 **"SECTION 38.** In Colorado Revised Statutes, 12-245-806,  
4 **amend** (1)(a), (1)(b) introductory portion, (1)(b)(I), (1)(b)(III), (1)(c)  
5 introductory portion, (1)(d), (2)(a), and (3) as follows:

6 **12-245-806. Continuing professional competency - rules -**  
7 **definition.** (1) (a) In accordance with sections 12-245-803 and  
8 12-245-804, the board issues a license or certificate to practice addiction  
9 counseling based on whether the applicant satisfies minimum educational  
10 and experience requirements that demonstrate professional competency  
11 to practice addiction counseling. After a license or a certificate as a level  
12 ~~H or level III~~ addiction counselor is issued to an applicant, the licensed or  
13 ~~level H or level III~~ certified addiction counselor shall maintain continuing  
14 professional competency to practice addiction counseling.

15 (b) The board, ~~in consultation with the~~ office of behavioral health  
16 in the department of human services, ~~and~~, IN CONSULTATION WITH other  
17 stakeholders, shall adopt rules establishing a continuing professional  
18 competency program that includes, at a minimum, the following  
19 elements:

20 (I) A self-assessment of the knowledge and skills of a licensed or  
21 ~~level H or level III~~ certified addiction counselor seeking to renew or  
22 reinstate a license;

23 (III) Periodic demonstration of knowledge and skills through  
24 documentation of activities necessary to ensure at least minimal ability to  
25 safely practice the profession. Nothing in this subsection (1)(b)(III) ~~shall~~  
26 ~~require~~ REQUIRES a licensed or ~~level H or level III~~ certified addiction  
27 counselor to retake any examination required pursuant to section  
28 12-245-804 in connection with initial licensure or certification.

29 (c) A licensed or ~~level H or level III~~ certified addiction counselor  
30 satisfies the continuing competency requirements of this section if the  
31 licensed or ~~level H or level III~~ certified addiction counselor meets the  
32 continued professional competence requirements of one of the following  
33 entities:

34 (d) (I) After the program is established, a licensed or ~~level H or~~  
35 ~~level III~~ certified addiction counselor shall satisfy the requirements of the  
36 program in order to renew or reinstate a license or certificate to practice  
37 addiction counseling in Colorado.

38 (II) The requirements of this section apply to individual addiction  
39 counselors who are licensed or ~~level H or level III~~ certified pursuant to  
40 this part 8, and nothing in this section shall be construed to require a

1 person who employs or contracts with a licensed or ~~level II or level III~~  
2 certified addiction counselor to comply with the requirements of this  
3 section.

4 (2) (a) Records of assessments or other documentation developed  
5 or submitted in connection with the continuing professional competency  
6 program are confidential and not subject to inspection by the public or  
7 discovery in connection with a civil action against a licensed or certified  
8 addiction counselor. The records or documents shall be used only by the  
9 board for purposes of determining whether a licensed or ~~level II or level~~  
10 ~~III~~ certified addiction counselor is maintaining continuing professional  
11 competency to engage in the profession.

12 (3) As used in this section, "continuing professional competency"  
13 means the ongoing ability of a licensed or ~~level II or level III~~ certified  
14 addiction counselor to learn, integrate, and apply the knowledge, skill,  
15 and judgment to practice as an addiction counselor according to generally  
16 accepted industry standards and professional ethical standards in a  
17 designated role and setting.

18 **SECTION 39.** In Colorado Revised Statutes, 27-80-108, **add** (2)  
19 as follows:

20 **27-80-108. Rules.** (2) IN THE RULES PROMULGATED PURSUANT TO  
21 SUBSECTION (1)(e) OF THIS SECTION, THE STATE BOARD OF HUMAN  
22 SERVICES SHALL REQUIRE THE FOLLOWING EDUCATION REQUIREMENTS:

23 (a) FOR CERTIFIED ADDICTION TECHNICIANS:

24 (I) COMPLETION OF COURSE WORK AND TRAINING IN ADDICTION  
25 COUNSELING, CLIENT RECORDS MANAGEMENT, PRINCIPLES OF ADDICTION,  
26 PROFESSIONAL ETHICS, CULTURALLY INFORMED TREATMENT,  
27 PHARMACOLOGY, MOTIVATIONAL INTERVIEWING, TRAUMA INFORMED  
28 CARE, AND GROUP COUNSELING SKILLS; AND

29 (II) OTHER COURSES AND TRAINING AS DETERMINED BY THE STATE  
30 BOARD OF HUMAN SERVICES.

31 (b) FOR CERTIFIED ADDICTION SPECIALISTS:

32 (I) COMPLETION OF COURSE WORK AND TRAINING IN CLINICAL  
33 ASSESSMENT AND TREATMENT PLANNING, COGNITIVE BEHAVIORAL  
34 THERAPY, CO-OCCURRING DISORDERS, ADVANCED PHARMACOLOGY,  
35 ADVANCED PROFESSIONAL ETHICS, ADVANCED MOTIVATIONAL  
36 INTERVIEWING, ADVANCED MODELS, SPECIALIZED ADDICTION TREATMENT,  
37 AND INFECTIOUS DISEASES; AND

38 (II) OTHER COURSES AND TRAINING AS DETERMINED BY THE STATE  
39 BOARD OF HUMAN SERVICES.

40 **SECTION 40.** In Colorado Revised Statutes, **add** 12-245-706 as

1 follows:

2 **12-245-706. Repeal of part.** THIS PART 7 IS REPEALED, EFFECTIVE  
3 SEPTEMBER 1, 2025.

4 **SECTION 41.** In Colorado Revised Statutes, 12-20-105, **amend**  
5 (2)(b)(II) as follows:

6 **12-20-105. Fee adjustments - division of professions and**  
7 **occupations cash fund created - legal defense account created -**  
8 **definition.** (2) (b) (II) The costs of the state board of psychologist  
9 examiners, the state board of marriage and family therapist examiners, the  
10 state board of licensed professional counselor examiners, the state board  
11 of social work examiners, ~~the state board of registered psychotherapists,~~  
12 and the state board of addiction counselor examiners shall be considered  
13 collectively in the renewal fee-setting process. Subsequent revenue  
14 generated by the fees set by the boards ~~plus revenues generated pursuant~~  
15 ~~to section 12-245-703~~ shall be compared to those collective costs to  
16 determine recovery of direct and indirect costs.

17 **SECTION 42.** In Colorado Revised Statutes, 12-20-407, **amend**  
18 (1)(a)(V)(N) as follows:

19 **12-20-407. Unauthorized practice of profession or occupation**  
20 **- penalties - exclusions.** (1) (a) A person commits a class 2 misdemeanor  
21 and shall be punished as provided in section 18-1.3-501 for the first  
22 offense and, for the second or any subsequent offense, commits a class 6  
23 felony and shall be punished as provided in section 18-1.3-401 if the  
24 person:

25 (V) Practices or offers or attempts to practice any of the following  
26 professions or occupations without an active license, certification, or  
27 registration issued under the part or article of this title 12 governing the  
28 particular profession or occupation:

29 (N) Practice as a psychologist, social worker, marriage and family  
30 therapist, licensed professional counselor, ~~psychotherapist,~~ or addiction  
31 counselor, as regulated under article 245 of this title 12;

32 **SECTION 43.** In Colorado Revised Statutes, 12-30-102, **repeal**  
33 (3)(a)(XVIII) as follows:

34 **12-30-102. Medical transparency act of 2010 - disclosure of**  
35 **information about health care licensees - fines - rules - short title -**  
36 **legislative declaration - definition - review of functions - repeal.**

37 (3) (a) As used in this section, "applicant" means a person applying for  
38 a new, active license, certification, or registration or to renew, reinstate,  
39 or reactivate an active license, certification, or registration to practice:

40 (XVIII) ~~Psychotherapy pursuant to part 7 of article 245 of this title~~  
41 ~~12;~~

1           **SECTION 44.** In Colorado Revised Statutes, 12-200-108, **amend**  
2 (4)(a) introductory portion; and **repeal** (4)(a)(III) as follows:

3           **12-200-108. Unlawful acts - exceptions - definition.**  
4 (4) (a) Notwithstanding any provision of this article 200 to the contrary,  
5 a ~~mental health care~~ professional who has provided documentation that  
6 he or she has been trained to perform auricular acudetox in compliance  
7 with subsection (4)(d) of this section may perform auricular acudetox if  
8 the auricular acudetox is performed under the ~~mental health care~~  
9 professional's current scope of practice, and the ~~mental health care~~  
10 professional is:

11           (III) ~~Registered as a psychotherapist pursuant to part 7 of article~~  
12 ~~245 of this title 12.~~

13           **SECTION 45.** In Colorado Revised Statutes, **amend** 12-245-101  
14 as follows:

15           **12-245-101. Legislative declaration.** The general assembly  
16 hereby finds and determines that, in order to safeguard the public health,  
17 safety, and welfare of the people of this state and in order to protect the  
18 people of this state against the unauthorized, unqualified, and improper  
19 application of psychology, social work, marriage and family therapy,  
20 professional counseling, psychotherapy, and addiction counseling, it is  
21 necessary that the proper regulatory authorities be established and  
22 adequately provided for. The general assembly therefore declares that  
23 there shall be established a state board of psychologist examiners, a state  
24 board of social work examiners, a state board of marriage and family  
25 therapist examiners, a state board of licensed professional counselor  
26 examiners, ~~a state board of registered psychotherapists~~, and a state board  
27 of addiction counselor examiners with the authority to license, register,  
28 or certify, and take disciplinary actions or bring injunctive actions, or  
29 both, concerning licensed psychologists and psychologist candidates,  
30 licensed social workers, licensed marriage and family therapists and  
31 marriage and family therapist candidates, licensed professional counselors  
32 and licensed professional counselor candidates, ~~registered~~  
33 ~~psychotherapists~~, and licensed and certified addiction counselors,  
34 respectively, and mental health professionals who have been issued a  
35 provisional license pursuant to this article 245.

36           **SECTION 46.** In Colorado Revised Statutes, 12-245-202, **amend**  
37 (1) and (16); and **repeal** (15) as follows:

38           **12-245-202. Definitions.** As used in this article 245, unless the  
39 context otherwise requires:

40           (1) "Board" includes the state board of psychologist examiners,  
41 the state board of social work examiners, the state board of licensed

1 professional counselor examiners, the state board of marriage and family  
2 therapist examiners, ~~the state board of registered psychotherapists,~~ and the  
3 state board of addiction counselor examiners.

4 (15) (a) "Registered psychotherapist" means a person:  
5 (I) ~~Whose primary practice is psychotherapy or who holds himself~~  
6 ~~or herself out to the public as being able to practice psychotherapy for~~  
7 ~~compensation; and~~

8 (II) ~~Who is registered with the state board of registered~~  
9 ~~psychotherapists pursuant to section 12-245-703 to practice~~  
10 ~~psychotherapy in this state.~~

11 (b) "Registered psychotherapist" also includes a person who:  
12 (I) ~~Is a licensed school psychologist licensed pursuant to section~~  
13 ~~22-60.5-210 (1)(b);~~

14 (II) ~~Is practicing outside of a school setting; and~~  
15 (III) ~~Is registered with the state board of registered~~  
16 ~~psychotherapists pursuant to section 12-245-703.~~

17 (16) "Registrant" means a psychologist candidate, marriage and  
18 family therapist candidate, or licensed professional counselor candidate  
19 registered pursuant to section 12-245-304 (3), 12-245-504 (4), or  
20 12-245-604 (4), respectively. ~~or a registered psychotherapist.~~

21 **SECTION 47.** In Colorado Revised Statutes, 12-245-203, **amend**  
22 (2) as follows:

23 **12-245-203. Practice outside of or beyond professional**  
24 **training, experience, or competence - general scope of practice for**  
25 **licensure, registration, or certification.** (2) The practice of  
26 psychotherapy is one area of practice for mental health professionals  
27 licensed, certified, or registered pursuant to this article 245 but may not  
28 be the only or primary practice area of the professionals. ~~other than~~  
29 ~~persons registered as psychotherapists pursuant to part 7 of this article~~  
30 ~~245.~~ The requirements for licensure, registration, or certification as a  
31 mental health professional pursuant to this article 245 are contained in  
32 sections 12-245-303, 12-245-403, 12-245-503, 12-245-603, and  
33 12-245-803, which define the practice of psychology, social work,  
34 marriage and family therapy, licensed professional counseling, and  
35 addiction counseling, respectively.

36 **SECTION 48.** In Colorado Revised Statutes, 12-245-205, **amend**  
37 (4) as follows:

38 **12-245-205. Fees - renewal.** (4) The director shall coordinate  
39 fee-setting pursuant to this section so that all licensees, registrants, and  
40 certificate holders pay fees as required by this section. ~~and section~~  
41 ~~12-245-703 (1).~~

1           **SECTION 49.** In Colorado Revised Statutes, **amend** 12-245-210,  
2 as follows:

3           **12-245-210. Drugs - medicine.** Nothing in this article 245 permits  
4 psychologists, social workers, marriage and family therapists, licensed  
5 professional counselors, ~~psychotherapists~~, and addiction counselors  
6 licensed ~~registered~~, or certified under this article 245 to administer or  
7 prescribe drugs or in any manner engage in the practice of medicine as  
8 defined by the laws of this state.

9           **SECTION 50.** In Colorado Revised Statutes, 12-245-213, **amend**  
10 (1)(b)(IV) and (1)(b)(V); and **repeal** (1)(b)(VI) as follows:

11           **12-245-213. Professional service corporations for the practice**  
12 **of psychology, social work, marriage and family therapy,**  
13 **professional counseling, and addiction counseling - definitions.**

14 (1) Licensees registrants, or certificate holders may form professional  
15 service corporations for the practice of psychology, social work, marriage  
16 and family therapy, professional counseling, psychotherapy, or addiction  
17 counseling under the "Colorado Business Corporation Act", articles 101  
18 to 117 of title 7, if the corporations are organized and operated in  
19 accordance with this section. The articles of incorporation of a  
20 professional service corporation formed pursuant to this section must  
21 contain provisions complying with the following requirements:

22           (b) The corporation must be organized by licensees registrants, or  
23 certificate holders for the purpose of conducting the practice of  
24 psychology, social work, marriage and family therapy, professional  
25 counseling, psychotherapy, or addiction counseling by the respective  
26 licensees, registrants, or certificate holders of those practices. The  
27 corporation may be organized with any other person, and any person may  
28 own shares in the corporation, if the following conditions are met:

29           (IV) The practice of licensed professional counseling, as defined  
30 in section 12-245-603, by the professional service corporation is  
31 performed by a licensed professional counselor acting independently or  
32 under the supervision of a person licensed pursuant to this article 245 or  
33 a licensed professional counselor. Any licensed professional counselor  
34 member of the professional service corporation remains individually  
35 responsible for his or her professional acts and conduct as provided  
36 elsewhere in this article 245; OR

37           (V) The practice of addiction counseling, as defined in section  
38 12-245-803, by the professional service corporation is performed by a  
39 licensed addiction counselor acting independently or under the  
40 supervision of a person licensed pursuant to this article 245 or a licensed  
41 addiction counselor. Any licensed addiction counselor member of the

1 professional service corporation remains individually responsible for his  
2 or her professional acts and conduct as provided in this article 245. or

3 ~~(VI) The practice of psychotherapy, as defined in section~~  
4 ~~12-245-202, by the professional service corporation is performed by a~~  
5 ~~registered psychotherapist acting independently or under the supervision~~  
6 ~~of a person licensed pursuant to this article 245 or a registered~~  
7 ~~psychotherapist. Any registered psychotherapist member of the~~  
8 ~~professional service corporation remains individually responsible for his~~  
9 ~~or her professional acts and conduct as provided in this article 245.~~

10 **SECTION 51.** In Colorado Revised Statutes, 12-245-216, **amend**  
11 **(1)(d)(IV) and (4)(g); and repeal (1)(e) as follows:**

12 **12-245-216. Mandatory disclosure of information to clients.**

13 (1) Except as otherwise provided in subsection (4) of this section, every  
14 licensee, registrant, or certificate holder shall provide the following  
15 information in writing to each client during the initial client contact:

16 (d) A statement indicating that:

17 (IV) The information provided by the client during therapy  
18 sessions is legally confidential in the case of licensed marriage and family  
19 therapists, social workers, professional counselors, and psychologists AND  
20 licensed or certified addiction counselors, ~~and registered~~  
21 ~~psychotherapists~~, except as provided in section 12-245-220 and except for  
22 certain legal exceptions that will be identified by the licensee, registrant,  
23 or certificate holder should any such situation arise during therapy; and

24 (e) ~~If the mental health professional is a registered~~  
25 ~~psychotherapist, a statement indicating that a registered psychotherapist~~  
26 ~~is a psychotherapist listed in the state's database and is authorized by law~~  
27 ~~to practice psychotherapy in Colorado but is not licensed by the state and~~  
28 ~~is not required to satisfy any standardized educational or testing~~  
29 ~~requirements to obtain a registration from the state.~~

30 (4) The disclosure of information required by subsection (1) of  
31 this section is not required when psychotherapy is being administered in  
32 any of the following circumstances:

33 (g) By a person licensed or certified pursuant to this article 245.  
34 ~~or by a registered psychotherapist practicing in a hospital that is licensed~~  
35 ~~or certified under section 25-1.5-103 (1)(a)(I) or (1)(a)(II).~~

36 **SECTION 52.** In Colorado Revised Statutes, 12-245-217, **repeal**  
37 **(4) as follows:**

38 **12-245-217. Scope of article - exemptions.**(4) ~~The provisions of~~  
39 ~~section 12-245-703 do not apply to employees of community mental~~  
40 ~~health centers or clinics as those centers or clinics are defined by section~~  
41 ~~27-66-101, but persons practicing outside the scope of employment as~~

1 ~~employees of a facility defined by section 27-66-101 are subject to the~~  
2 ~~provisions of section 12-245-703.~~

3 **SECTION 53.** In Colorado Revised Statutes, 12-245-225, **repeal**  
4 (1)(d) as follows:

5 **12-245-225. Authority of boards - cease-and-desist orders -**  
6 **rules.** (1) If a licensee, registrant, or certificate holder violates any  
7 provision of section 12-245-224, the board that licenses, registers, or  
8 certifies the licensee, registrant, or certificate holder may, in accordance  
9 with section 12-20-404:

10 (d) ~~Deny, revoke, or suspend the listing of a registered~~  
11 ~~psychotherapist in the state board of registered psychotherapists database~~  
12 ~~established pursuant to section 12-245-703;~~

13 **SECTION 54.** In Colorado Revised Statutes, 12-245-228, **amend**  
14 (1) as follows:

15 **12-245-228. Unauthorized practice - penalties.** (1) Any person  
16 who practices or offers or attempts to practice as a psychologist, social  
17 worker, marriage and family therapist, licensed professional counselor,  
18 psychotherapist, or addiction counselor without an active license  
19 registration, or certification issued under this article 245 is subject to  
20 penalties pursuant to section 12-20-407 (1)(a).

21 **SECTION 55.** In Colorado Revised Statutes, 12-245-231, **amend**  
22 (5) as follows:

23 **12-245-231. Mental health professional peer health assistance**  
24 **program - fees - administration - rules.** (5) As used in this section,  
25 "mental health professional" means a psychologist, social worker,  
26 marriage and family therapist, licensed professional counselor,  
27 ~~psychotherapist~~, or addiction counselor regulated under this article 245.

28 **SECTION 56.** In Colorado Revised Statutes, 12-245-304, **amend**  
29 (3)(b) as follows:

30 **12-245-304. Qualifications - examinations - licensure.** (3)(b) A  
31 psychologist candidate registered pursuant to this subsection (3) is under  
32 the jurisdiction of the board. ~~The psychologist candidate may, but is not~~  
33 ~~required to, register with the database of registered psychotherapists~~  
34 ~~pursuant to section 12-245-703.~~ If the requirements of subsections (1)(d)  
35 and (1)(e) of this section are not met within four years, the registration of  
36 the psychologist candidate expires and is not renewable unless the board,  
37 in its discretion, grants the candidate an extension. A person whose  
38 psychologist candidate registration expires is not precluded from applying  
39 for licensure or registration with any other mental health board for which  
40 the person is qualified.

41 **SECTION 57.** In Colorado Revised Statutes, 12-245-306, **repeal**

1 (6) as follows:

2 **12-245-306. Exemptions.** (6) Nothing in this part 3 prevents the  
3 practice of psychotherapy by persons registered with the state board of  
4 registered psychotherapists pursuant to section 12-245-703.

5 **SECTION 58.** In Colorado Revised Statutes, 12-245-404, **repeal**  
6 (4) as follows:

7 **12-245-404. Qualifications - examination - licensure and**  
8 **registration.** (4) A person licensed as a licensed social worker pursuant  
9 to subsection (1) of this section may, but is not required to, register with  
10 the database of registered psychotherapists pursuant to section  
11 12-245-703.

12 **SECTION 59.** In Colorado Revised Statutes, 12-245-406, **repeal**  
13 (5) as follows:

14 **12-245-406. Scope of part.** (5) Nothing in this part 4 prevents the  
15 practice of psychotherapy by persons registered with the state board of  
16 registered psychotherapists pursuant to section 12-245-703.

17 **SECTION 60.** In Colorado Revised Statutes, 12-245-504, **amend**  
18 (4)(b) as follows:

19 **12-245-504. Qualifications - examination - licensure and**  
20 **registration.** (4) (b) A marriage and family therapist candidate who  
21 registers with the board pursuant to this subsection (4) is under the  
22 jurisdiction of the board. and may, but is not required to, register with the  
23 database of registered psychotherapists pursuant to section 12-245-703.

24 **SECTION 61.** In Colorado Revised Statutes, 12-245-505, **repeal**  
25 (5) as follows:

26 **12-245-505. Rights and privileges of licensure and registration**  
27 **- title.** (5) Nothing in this part 5 prevents the practice of psychotherapy  
28 by persons registered with the state board of registered psychotherapists  
29 pursuant to section 12-245-703.

30 **SECTION 62.** In Colorado Revised Statutes, 12-245-604, **amend**  
31 (4)(b) as follows:

32 **12-245-604. Licensure - examination - licensed professional**  
33 **counselors.** (4) (b) A licensed professional counselor candidate who  
34 registers with the board pursuant to this subsection (4) is under the  
35 jurisdiction of the board. and may, but is not required to, register with the  
36 database of registered psychotherapists pursuant to section 12-245-703.

37 **SECTION 63.** In Colorado Revised Statutes, 12-245-605, **repeal**  
38 (4) as follows:

39 **12-245-605. Rights and privileges of licensure - title.**  
40 (4) Nothing in this part 6 prevents the practice of psychotherapy by  
41 persons registered with the state board of registered psychotherapists

1 pursuant to section ~~12-245-703~~.

2 **SECTION 64.** In Colorado Revised Statutes, 13-90-107, **amend**  
3 (1)(g) as follows:

4 **13-90-107. Who may not testify without consent - definitions.**

5 (1) There are particular relations in which it is the policy of the law to  
6 encourage confidence and to preserve it inviolate; therefore, a person  
7 shall not be examined as a witness in the following cases:

8 (g) A licensed psychologist, professional counselor, marriage and  
9 family therapist, social worker, or addiction counselor, ~~a registered~~  
10 ~~psychotherapist~~, a certified addiction counselor, a psychologist candidate  
11 registered pursuant to section 12-245-304 (3), a marriage and family  
12 therapist candidate registered pursuant to section 12-245-504 (4), a  
13 licensed professional counselor candidate registered pursuant to section  
14 12-245-604 (4), or a person described in section 12-245-217 shall not be  
15 examined without the consent of the licensee's, certificate holder's,  
16 registrant's, candidate's, or person's client as to any communication made  
17 by the client to the licensee, certificate holder, registrant, candidate, or  
18 person or the licensee's, certificate holder's, registrant's, candidate's, or  
19 person's advice given in the course of professional employment; nor shall  
20 any secretary, stenographer, or clerk employed by a licensed psychologist,  
21 professional counselor, marriage and family therapist, social worker, or  
22 addiction counselor, ~~a registered psychotherapist~~, a certified addiction  
23 counselor, a psychologist candidate registered pursuant to section  
24 12-245-304 (3), a marriage and family therapist candidate registered  
25 pursuant to section 12-245-504 (4), a licensed professional counselor  
26 candidate registered pursuant to section 12-245-604 (4), or a person  
27 described in section 12-245-217 be examined without the consent of the  
28 employer of the secretary, stenographer, or clerk concerning any fact, the  
29 knowledge of which the employee has acquired in such capacity; nor shall  
30 any person who has participated in any psychotherapy, conducted under  
31 the supervision of a person authorized by law to conduct such therapy,  
32 including group therapy sessions, be examined concerning any knowledge  
33 gained during the course of such therapy without the consent of the  
34 person to whom the testimony sought relates.

35 **SECTION 65.** In Colorado Revised Statutes, 18-6.5-108, **amend**  
36 (1)(b)(VII) as follows:

37 **18-6.5-108. Mandatory reports of mistreatment of at-risk**  
38 **elders and at-risk adults with IDD - list of reporters - penalties.**

39 (1) (b) The following persons, whether paid or unpaid, shall report as  
40 required by subsection (1)(a) of this section:

41 (VII) Psychologists, addiction counselors, professional

1 counselors, AND marriage and family therapists, ~~and registered~~  
2 ~~psychotherapists~~, as those persons are defined in article 245 of title 12;

3 **SECTION 66.** In Colorado Revised Statutes, 19-1-307, **repeal**  
4 (2)(e.5)(I)(G) as follows:

5 **19-1-307. Dependency and neglect records and information -**  
6 **access - fee - rules - records and reports fund - misuse of information**  
7 **- penalty - adult protective services data system check. (2) Records**  
8 **and reports - access to certain persons - agencies.** Except as otherwise  
9 provided in section 19-1-303, only the following persons or agencies shall  
10 have access to child abuse or neglect records and reports:

11 (e.5) (I) A mandatory reporter specified in this subsection  
12 (2)(e.5)(I) who is and continues to be officially and professionally  
13 involved in the ongoing care of the child who was the subject of the  
14 report, but only with regard to information that the mandatory reporter has  
15 a need to know in order to fulfill his or her professional and official role  
16 in maintaining the child's safety. A county department shall request  
17 written affirmation from a mandatory reporter stating that the reporter  
18 continues to be officially and professionally involved in the ongoing care  
19 of the child who was the subject of the report and describing the nature  
20 of the involvement, unless the county department has actual knowledge  
21 that the mandatory reporter continues to be officially and professionally  
22 involved in the ongoing care of the child who was the subject of the  
23 report. This subsection (2)(e.5)(I) applies to:

24 (G) ~~Registered psychotherapists;~~

25 **SECTION 67.** In Colorado Revised Statutes, 19-3-304, **repeal**  
26 (2)(z) as follows:

27 **19-3-304. Persons required to report child abuse or neglect.**  
28 (2) Persons required to report such abuse or neglect or circumstances or  
29 conditions include any:

30 (z) ~~Registered psychotherapists;~~

31 **SECTION 68.** In Colorado Revised Statutes, 24-1-122, **repeal**  
32 (3)(II) as follows:

33 **24-1-122. Department of regulatory agencies - creation.**  
34 (3) The following boards and agencies are transferred by a **type 1**  
35 transfer to the department of regulatory agencies and allocated to the  
36 division of professions and occupations:

37 (II) ~~State board of registered psychotherapists, created by part 7~~  
38 ~~of article 245 of title 12;~~

39 **SECTION 69.** In Colorado Revised Statutes, 26-3.1-102, **amend**  
40 (1)(b)(VII) as follows:

41 **26-3.1-102. Reporting requirements.** (1) (b) The following

1 persons, whether paid or unpaid, are urged to report as described in  
2 subsection (1)(a) of this section:

3 (VII) Psychologists, addiction counselors, professional  
4 counselors, AND marriage and family therapists, ~~and registered~~  
5 ~~psychotherapists~~, as those persons are defined in article 245 of title 12;

6 **SECTION 70.** In Colorado Revised Statutes, 30-10-606, **amend**  
7 (6)(a)(II) as follows:

8 **30-10-606. Coroner - inquiry - grounds - postmortem - jury -**  
9 **certificate of death.** (6) (a) Notwithstanding sections 12-245-220 and  
10 13-90-107 (1)(d) or (1)(g), the coroner holding an inquest or investigation  
11 pursuant to this section has the authority to request and receive a copy of:

12 (II) Any information, record, or report related to treatment,  
13 consultation, counseling, or therapy services from any licensed  
14 psychologist, professional counselor, marriage and family therapist, social  
15 worker, or addiction counselor, certified addiction counselor, ~~registered~~  
16 ~~psychotherapist~~, psychologist candidate registered pursuant to section  
17 12-245-304 (3), marriage and family therapist candidate registered  
18 pursuant to section 12-245-504 (4), licensed professional counselor  
19 candidate registered pursuant to section 12-245-604 (4), or person  
20 described in section 12-245-217, if the report, record, or information is  
21 relevant to the inquest or investigation.

22 **SECTION 71. Act subject to petition - effective date.** Sections  
23 30 through 44, 46, 48, 50, and 52 through 59 of this act take effect  
24 September 1, 2025, and the remainder of this act takes effect at 12:01  
25 a.m. on the day following the expiration of the ninety-day period after  
26 final adjournment of the general assembly; except that, if a referendum  
27 petition is filed pursuant to section 1 (3) of article V of the state  
28 constitution against this act or an item, section, or part of this act within  
29 such period, then the act, item, section, or part will not take effect unless  
30 approved by the people at the general election to be held in November  
31 2020 and, in such case, will take effect on the date of the official  
32 declaration of the vote thereon by the governor; except that sections 30  
33 through 44, 46, 48, 50, and 52 through 59 of this act take effect  
34 September 1, 2025."

\*\* \*\* \*\* \*\* \*\*