

HOUSE COMMITTEE OF REFERENCE REPORT

Chair of Committee

March 29, 2023
Date

Committee on Public & Behavioral Health & Human Services.

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

HB23-1243 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

- 1 Amend printed bill, page 3, strike lines 15 through 26.
- 2 Renumber succeeding sections accordingly.
- 3 Page 4, line 1, after "(2.7)," add "(2.8)," and strike "and (6)" and
4 substitute "(6), and (7)".
- 5 Page 4, line 23, strike "and" and substitute "**and**".
- 6 Page 4, after line 24 insert:
 - 7 "(XI) A MEMBER OF THE TRIBAL COUNCIL OR THEIR DESIGNEE FOR
 - 8 A HOSPITAL WHOSE COMMUNITY INCLUDES ONE OF COLORADO'S
 - 9 LAND-BASED TRIBES;
 - 10 (XII) A MEMBER FROM THE URBAN INDIAN ORGANIZATION FOR A
 - 11 HOSPITAL WHOSE COMMUNITY INCLUDES A FEDERALLY DESIGNATED
 - 12 URBAN INDIAN HEALTH CENTER OR URBAN INDIAN ORGANIZATION; AND
 - 13 (XIII) A MEMBER FROM AN INSTITUTION OF HIGHER LEARNING FOR
 - 14 A HOSPITAL WHOSE COMMUNITY INCLUDES SUCH INSTITUTIONS."
- 15 Page 5, line 13, strike "community." and substitute "community, POSTED
16 ON THE REPORTING HOSPITAL'S PUBLIC WEBSITE AND SOCIAL MEDIA
17 ACCOUNTS OR OTHER ONLINE PRESENCE, DISTRIBUTED THROUGH THE
18 REPORTING HOSPITAL'S ELECTRONIC NEWSLETTER OR EMAIL LISTS, AND
19 DISTRIBUTED BY ANY OTHER MEANS THROUGH WHICH THE REPORTING
20 HOSPITAL REGULARLY COMMUNICATES WITH THE COMMUNITY IT SERVES.
21 THE INVITATION MUST BE PUBLISHED AT LEAST THIRTY DAYS PRIOR TO THE
22 SCHEDULED MEETING."

- 1 Page 5, line 24, strike "CONSIDER" and substitute "REVIEW AND
2 INCORPORATE".
- 3 Page 5, line 26, strike "REPORTING HOSPITALS LOCATED IN THE".
- 4 Page 5 strike line 27.
- 5 Page 6, strike lines 1 and 2.
- 6 Page 6, after line 9, insert:
- 7 "(2.8) THE STATE BOARD SHALL PROMULGATE RULES TO DEFINE
8 TERMS AND ESTABLISH SPECIFIC PROCESSES REGARDING THE
9 REQUIREMENTS FOR HOSPITALS TO SOLICIT PUBLIC INPUT, REVIEW AND
10 INCORPORATE PUBLIC INPUT, AND RECEIVE COMMUNITY APPROVAL
11 PURSUANT TO SUBSECTIONS (2.5) AND (2.7) OF THIS SECTION."
- 12 Page 7, line 12, after "PLAN." add "THIS STAKEHOLDER ENGAGEMENT
13 MUST ALSO INCLUDE BEST PRACTICES FOR HOSPITALS TO COLLABORATE
14 WITH LOCAL PUBLIC HEALTH AGENCIES AND COMMUNITY ORGANIZATIONS
15 TO REDUCE REDUNDANT COMMUNITY NEEDS ASSESSMENTS."
- 16 Page 7, after line 20 insert:
- 17 "(7) THE STATE BOARD SHALL PROMULGATE ANY ADDITIONAL
18 RULES THAT MAY BE NECESSARY FOR CONDUCTING THE ANNUAL
19 COMMUNITY BENEFIT PUBLIC MEETINGS DESCRIBED IN THIS SECTION."
- 20 Page 8, line 25, strike "BEHAVIORAL HEALTH;" and substitute "FREE OR
21 DISCOUNTED HEALTH-CARE SERVICES; BEHAVIORAL HEALTH;"
- 22 Page 8, line 27, after "INCLUDING" insert "SPENDING TO ADDRESS
23 INDIVIDUALS' NEEDS, SUCH AS".
- 24 Page 10, line 12, strike "FEDERAL AND STATE" and substitute "FEDERAL,
25 STATE, AND LOCAL".
- 26 Page 10, line 13, strike "HOSPITAL." and substitute "HOSPITAL, WHICH
27 MUST BE CALCULATED BY THE OFFICE OF THE STATE AUDITOR."
- 28 Page 10, strike lines 14 through 27.

- 1 Strike page 11.
- 2 Page 12, strike lines 1 and 2.
- 3 Renumber succeeding sections accordingly.
- 4 Page 12, line 3, strike "25.5-1-705" and substitute "25.5-1-704".
- 5 Page 12, line 5, strike "**25.5-1-705**" and substitute "**25.5-1-704**" and strike
- 6 "**compliance.**" and substitute "**compliance - rules.**".
- 7 Page 12, line 7, strike "MATERIAL".
- 8 Page 12, line 14, strike "EXCEPT AS PROVIDED FOR IN".
- 9 Page 12, line 15, strike "SUBSECTION (1)(b) OF THIS SECTION, IF" and
- 10 substitute:
- 11 "(b) IF".
- 12 Page 12, line 16, strike "THE".
- 13 Page 12, strike lines 17 through 20.
- 14 Page 12, line 21, strike "(b) If" and substitute "OR IF".
- 15 Page 12, line 25, strike "AMOUNT OF NOT MORE THAN TWENTY" and
- 16 substitute "AMOUNT.".
- 17 Page 12, strike line 26 and 27.
- 18 Page 13, strike line 1 and substitute "FOR A REPORTING HOSPITAL OWNED
- 19 BY OR AFFILIATED WITH A HOSPITAL SYSTEM COMPRISED OF THREE OR
- 20 MORE HOSPITALS, THE FINE MUST BE NOT MORE THAN TWENTY THOUSAND
- 21 DOLLARS PER WEEK PER VIOLATION. FOR ALL OTHER REPORTING
- 22 HOSPITALS, THE FINE MUST BE NOT MORE THAN FIVE THOUSAND DOLLARS
- 23 PER WEEK PER VIOLATION.
- 24 (2) REPORTING HOSPITALS SHALL EXPEND THE AMOUNT FINED
- 25 PURSUANT TO SUBSECTION (1)(b) OF THIS SECTION ON COMMUNITY
- 26 BENEFIT INVESTMENT PRIORITIES DESCRIBED IN THE HOSPITAL'S CURRENT
- 27 COMMUNITY BENEFIT IMPLEMENTATION PLAN WITHIN ONE YEAR AFTER
- 28 THE FINE IS IMPOSED. EACH REPORTING HOSPITAL SHALL REPORT ON HOW
- 29 THE MONEY COLLECTED THROUGH FINES IS EXPENDED IN THE REPORTING
- 30 HOSPITAL'S ANNUAL REPORT TO THE STATE DEPARTMENT PURSUANT TO

1 SECTION 25.5-1-703.
2 (3) THE STATE BOARD SHALL PROMULGATE ANY RULES NECESSARY
3 FOR THE IMPLEMENTATION OF THIS SECTION."

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