

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

March 21, 2024
Date

Committee on Business, Labor, & Technology.

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

SB24-048 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 2, line 3, strike "2 of title 8" and substitute "20
- 2 of title 23".

- 3 Page 2, line 6, strike "**8-2-301.**" and substitute "**23-20-301.**"

- 4 Page 2, strike line 8 and substitute:
 - 5 "(1) "CENTER" MEANS THE CENTER FOR HEALTH, WORK, AND
 - 6 ENVIRONMENT AT THE COLORADO SCHOOL OF PUBLIC HEALTH.
 - 7 (2) "CERTIFIED RECOVERY-FRIENDLY WORKPLACE" MEANS A".

- 8 Page 2, strike lines 13 and 14.

- 9 Page 3, line 1, strike "THIS".

- 10 Page 3, line 27, strike "8-2-302." and substitute "23-20-302.".

- 11 Page 4, strike line 27 and substitute "**23-20-302. Recovery-friendly**
- 12 **workplace program - creation -**".

- 13 Page 5, line 11, strike "8-2-303;" and substitute "23-20-303;".

- 14 Page 7, line 16, strike "8-2-303" and substitute "23-20-303".

- 15 Page 7, line 27, strike "DEPARTMENT'S" and substitute "CENTER'S".

- 16 Page 8, line 13, strike "8-2-304 (2)(b)." and substitute "23-20-304
- 17 (2)(b).".

1 Page 8, strike lines 14 and 15 and substitute:

2 **"23-20-303. Recovery-friendly workplace program -**
3 **participants - certified recovery-friendly workplaces - requirements**
4 **- renewal -".**

5 Page 12, line 5, after "3;" add "OR".

6 Page 12, strike lines 6 and 7.

7 Reletter succeeding paragraph accordingly.

8 Page 12, line 19, strike "**8-2-304.**" and substitute "**23-20-304.**"

9 Page 14, strike lines 2 and 3 and substitute:

10 **"SECTION 2.** In Colorado Revised Statutes, **add 22-1-144** as
11 follows:

12 **22-1-144. Recovery school grant program - created - eligibility**
13 **- reporting - definitions - rules - repeal.** (1) AS USED IN THIS SECTION,
14 UNLESS THE CONTEXT OTHERWISE REQUIRES:

15 (a) "DEPARTMENT" MEANS THE DEPARTMENT OF EDUCATION.

16 (b) "GRANT PROGRAM" MEANS THE RECOVERY SCHOOL GRANT
17 PROGRAM CREATED IN SUBSECTION (2) OF THIS SECTION.

18 (c) "RECOVERY SCHOOL" MEANS A SCHOOL THAT:

19 (I) EDUCATES AND SUPPORTS STUDENTS IN RECOVERY FROM
20 SUBSTANCE USE OR CO-OCCURRING DISORDERS, INCLUDING SELF-HARM
21 AND DISORDERED EATING;

22 (II) INTENDS THAT ALL STUDENTS ENROLLED ARE WORKING IN AN
23 ACTIVE AND ABSTINENCE-FOCUSED PROGRAM OF RECOVERY AS
24 DETERMINED BY THE STUDENT AND THE SCHOOL; AND

25 (III) PROVIDES SUPPORT FOR FAMILIES LEARNING HOW TO LIVE
26 WITH, AND PROVIDE SUPPORT FOR, THEIR TEENS WHO ARE ENTERING INTO
27 THE RECOVERY LIFESTYLE.

28 (2) (a) THE RECOVERY SCHOOL GRANT PROGRAM IS CREATED
29 WITHIN THE DEPARTMENT. THE PURPOSE OF THE GRANT PROGRAM IS TO
30 PROVIDE GRANTS TO RECOVERY SCHOOLS FOR EXPENSES RELATED TO
31 ASSISTING STUDENTS WHO ARE LIVING A LIFE OF SOBRIETY.

32 (b) GRANT RECIPIENTS MAY USE THE MONEY RECEIVED THROUGH
33 THE GRANT PROGRAM FOR EXPENSES RELATED TO ASSISTING STUDENTS
34 WHO ARE LIVING A LIFE OF SOBRIETY.

35 (c) SUBJECT TO AVAILABLE APPROPRIATIONS, THE DEPARTMENT

1 SHALL ADMINISTER THE GRANT PROGRAM AND SHALL AWARD GRANTS AS
2 PROVIDED IN THIS SECTION. GRANTS MUST BE PAID OUT OF MONEY
3 APPROPRIATED FOR THE GRANT PROGRAM AS PROVIDED IN SUBSECTION (5)
4 OF THIS SECTION.

5 (d) THE DEPARTMENT SHALL IMPLEMENT THE GRANT PROGRAM IN
6 ACCORDANCE WITH THIS SECTION. THE EXECUTIVE DIRECTOR OF THE
7 DEPARTMENT MAY PROMULGATE THE RULES REQUIRED IN THIS SECTION
8 AND ANY ADDITIONAL RULES NECESSARY TO IMPLEMENT THE GRANT
9 PROGRAM.

10 (3) (a) TO RECEIVE A GRANT, A RECOVERY SCHOOL MUST SUBMIT
11 AN APPLICATION TO THE DEPARTMENT IN ACCORDANCE WITH RULES
12 PROMULGATED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT.

13 (b) THE DEPARTMENT SHALL REVIEW THE APPLICATIONS RECEIVED
14 PURSUANT TO THIS SECTION.

15 (c) ON OR BEFORE JANUARY 1, 2025, THE DEPARTMENT SHALL
16 AWARD GRANTS AS PROVIDED IN THIS SECTION. THE DEPARTMENT SHALL
17 DISTRIBUTE THE GRANT MONEY WITHIN FOURTEEN DAYS AFTER AWARDING
18 THE GRANTS.

19 (4) ON OR BEFORE JULY 1, 2025, EACH RECOVERY SCHOOL THAT
20 RECEIVES A GRANT THROUGH THE GRANT PROGRAM SHALL SUBMIT A
21 REPORT TO THE DEPARTMENT DETAILING HOW THE RECOVERY SCHOOL
22 USED THE GRANT MONEY.

23 (5) FOR THE 2024-25 STATE FISCAL YEAR, THE GENERAL
24 ASSEMBLY SHALL APPROPRIATE TWO HUNDRED FIFTY THOUSAND DOLLARS
25 FROM THE GENERAL FUND TO THE DEPARTMENT TO IMPLEMENT THE GRANT
26 PROGRAM.

27 (6) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2026."

28 Renumber succeeding sections accordingly.

29 Page 15, after line 9 insert:

30 "SECTION 5. In Colorado Revised Statutes, 27-80-129, amend
31 (1)(b)(I) introductory portion, (3), and (4) as follows:

32 **27-80-129. Regulation of recovery residences - rules -**
33 **definitions.** (1) As used in this section:

34 (b) (I) "Recovery residence" ~~"sober living facility", or "sober~~
35 ~~home"~~ means any premises, place, facility, or building that provides
36 housing accommodation for individuals with a primary diagnosis of a
37 substance use disorder that:

38 (3) (a) ~~Effective January 1, 2020,~~ A person shall not operate a
39 ~~facility using the term~~ recovery residence ~~"sober living facility", "sober~~
40 ~~home"~~; or a substantially similar ~~term~~ FACILITY, and a licensed, registered,
41 or certified health-care provider; A MANAGED CARE ENTITY, AS DEFINED

1 IN SECTION 25.5-5-802 (5); A MANAGED CARE ORGANIZATION, AS DEFINED
2 IN SECTION 25.5-5-403 (5); or a licensed health facility shall not refer an
3 individual in need of recovery support services to a facility RECOVERY
4 RESIDENCE, unless the facility RESIDENCE:

5 (a) (I) Is certified by a certifying body as specified in subsection
6 (4) of this section;

7 (b) (II) Is chartered by Oxford House or its successor
8 organization; OR

9 (c) (III) Has been operating as a recovery residence in Colorado
10 for thirty or more years as of May 23, 2019. or

11 ~~(d) Is a community-based organization that provides reentry
12 services as described in section 17-33-101 (7).~~

13 (b) IF A PERSON IS OPERATING A RECOVERY RESIDENCE OR A
14 SUBSTANTIALLY SIMILAR FACILITY IN VIOLATION OF SUBSECTION (3)(a) OF
15 THIS SECTION, THE BEHAVIORAL HEALTH ADMINISTRATION SHALL SEND
16 THE FACILITY A CEASE-AND-DESIST LETTER.

17 (4) The behavioral health administration ~~in the department of~~
18 ~~human services~~ shall, by rule, determine the requirements for a certifying
19 body seeking approval for purposes of subsection ~~(3)(a)~~ (3)(a)(I) of this
20 section, which rules must include a requirement that a certifying body
21 include a representative from the behavioral health administration on its
22 board."

23 Renumber succeeding sections accordingly.

24 Page 15, line 18, strike "SOBER LIVING FACILITIES, AND SOBER HOMES,".

25 Page 15, line 21, strike "RESIDENCES, SOBER LIVING FACILITIES, AND
26 SOBER HOMES" and substitute "RESIDENCES".

27 Page 15, after line 23 insert:

28 "SECTION 7. In Colorado Revised Statutes, 31-23-303, add
29 (2)(b.7) as follows:

30 **31-23-303. Legislative declaration.** (2) (b.7) THE GENERAL
31 ASSEMBLY FINDS AND DECLARES THAT IT IS THE POLICY OF THE STATE TO
32 ENCOURAGE, PROMOTE, AND ASSIST PERSONS WHO ARE IN RECOVERY
33 FROM SUBSTANCE USE DISORDERS TO LIVE IN RESIDENTIAL
34 NEIGHBORHOODS. FURTHER, THE GENERAL ASSEMBLY DECLARES THAT
35 THE USE OF RECOVERY RESIDENCES, AS DEFINED IN SECTION 27-80-129
36 (1)(b), BY PERSONS IN RECOVERY FROM SUBSTANCE USE DISORDERS IS A
37 MATTER OF STATEWIDE CONCERN AND THAT RECOVERY RESIDENCES ARE
38 A RESIDENTIAL USE OF PROPERTY FOR ZONING PURPOSES AND SUBJECT

1 ONLY TO THE REGULATIONS OF LIKE DWELLINGS IN THE SAME ZONE."

2 Page 15, strike lines 24 through 27.

3 Strike page 16.

4 Page 17, strike lines 1 through 19 and substitute:

5 "SECTION 8. In Colorado Revised Statutes, **add** 44-3-108 as
6 follows:

7 **44-3-108. Substance use disorders - recovery - retail liquor**
8 **sales - stakeholder group - rules - repeal.** (1) NO LATER THAN JULY 1,
9 2025, IN ORDER TO ASSIST INDIVIDUALS WHO ARE RECOVERING FROM
10 SUBSTANCE USE DISORDERS, THE LIQUOR ENFORCEMENT DIVISION SHALL
11 ADOPT RULES RELATED TO THE LOCATION OF ALCOHOL BEVERAGE
12 DISPLAYS.

13 (2) THE LIQUOR ENFORCEMENT DIVISION SHALL CONVENE A
14 STAKEHOLDER GROUP OF THE FOLLOWING MEMBERS TO DEVELOP THE
15 RULES REQUIRED IN SUBSECTION (1) OF THIS SECTION:

16 (a) FOUR INDIVIDUALS REPRESENTING RECOVERY PROVIDERS, OF
17 WHOM TWO INDIVIDUALS MUST REPRESENT A RECOVERY PROVIDER IN A
18 RURAL OR FRONTIER AREA AND TWO INDIVIDUALS MUST REPRESENT A
19 RECOVERY PROVIDER IN A METRO OR URBAN AREA;

20 (b) TWO INDIVIDUALS REPRESENTING A RECOVERY RESIDENCE, AS
21 DEFINED IN SECTION 27-80-129 (1)(b);

22 (c) THREE INDIVIDUALS, EACH REPRESENTING A CONVENIENCE
23 STORE LICENSED UNDER THIS ARTICLE 3 OR ARTICLE 4 OF THIS TITLE 44 TO
24 SELL ALCOHOL BEVERAGES; AND

25 (d) THREE INDIVIDUALS, EACH REPRESENTING A GROCERY STORE
26 LICENSED UNDER THIS ARTICLE 3 OR ARTICLE 4 OF THIS TITLE 44 TO SELL
27 ALCOHOL BEVERAGES.

28 (3) THE LIQUOR ENFORCEMENT DIVISION SHALL PROVIDE NOTICE
29 OF STAKEHOLDER MEETINGS ON ITS WEBSITE AND HOLD STAKEHOLDER
30 MEETINGS OPEN TO THE PUBLIC.

31 (4) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2026."

32 Renumber succeeding section accordingly.

33 Strike "DEPARTMENT" and substitute "CENTER" on: **Page 5**, line 2; **Page**
34 **8**, line 13; **Page 10**, line 26; **Page 12**, lines 20 and 22; **Page 13**, line 12;
35 and **Page 14**, line 1.

36 Strike "RECOVERY-READY" and substitute "RECOVERY-FRIENDLY" on:

1 **Page 2**, line 11; **Page 3**, lines 8, 20, 22, 24, 25, and 26; **Page 4**, lines 1,
2 4, and 7; **Page 5**, lines 1, 6, 10, 11, 18, 22, and 23; **Page 6**, lines 5, 6, 7,
3 10, and 24; **Page 7**, lines 1, 7, 9, 11, 12, 15, 20, and 24; **Page 8**, lines 10,
4 17, and 18; **Page 9**, lines 2, 5, 12, 20; and 25; **Page 10**, lines 2, 7, 14, 21,
5 and 27; **Page 11**, lines 4, 5, 6, 12, 14, and 27; **Page 12**, lines 3, 12, 16,
6 and 21; and **Page 13**, lines 14, 18, and 22.

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