

**Second Regular Session  
Seventy-fourth General Assembly  
STATE OF COLORADO**

**INTRODUCED**

LLS NO. 24-0097.01 Yelana Love x2295

**HOUSE BILL 24-1171**

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**HOUSE SPONSORSHIP**

**Boesenecker and Soper**, Amabile, Brown, McLachlan, Velasco

**SENATE SPONSORSHIP**

**Pelton R.**, Cutter, Michaelson Jenet, Rodriguez, Will

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**House Committees**  
Health & Human Services

**Senate Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING THE NATUROPATHIC DOCTOR FORMULARY.**

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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://leg.colorado.gov>.)*

The bill clarifies that the naturopathic doctor formulary (formulary) may include prescription classes of medicines and adds certain medicines to the formulary, including all legend drugs and, for a naturopathic doctor with a federal drug enforcement administration registration, all drugs listed on schedules III through V under the "Uniform Controlled Substances Act of 2013".

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Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
Capital letters or bold & italic numbers indicate new material to be added to existing law.  
Dashes through the words or numbers indicate deletions from existing law.

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

2 **SECTION 1.** In Colorado Revised Statutes, 12-250-103, **amend**  
3 (12) as follows:

4 **12-250-103. Definitions.** As used in this article 250, unless the  
5 context otherwise requires:

6 (12) "Naturopathic formulary" means the list of PRESCRIPTION  
7 AND nonprescription classes of medicines determined by the director that  
8 naturopathic doctors use in the practice of naturopathic medicine.  
9 "Naturopathic formulary" ALSO includes any prescription substance or  
10 device that is authorized under this article 250.

11 **SECTION 2.** In Colorado Revised Statutes, 12-250-104, **amend**  
12 (2)(c)(II) as follows:

13 **12-250-104. Naturopathic medicine advisory committee -**  
14 **creation - membership - duties.** (2) The advisory committee shall meet  
15 at least once each year to:

16 (c) (II) Make recommendations to the director on whether there  
17 should be additions TO THE NATUROPATHIC FORMULARY, other than ANY  
18 SCHEDULE I OR II controlled substances ~~to the naturopathic formulary.~~  
19 ~~Possible additions may include only biological substances including~~  
20 ~~vitamins, minerals, nutritive substances, extracts, and their products and~~  
21 ~~residues~~ OR DEVICES IDENTIFIED IN THE FEDERAL "CONTROLLED  
22 SUBSTANCES ACT", 21 U.S.C. SEC. 801 ET SEQ., AS AMENDED.

23 **SECTION 3.** In Colorado Revised Statutes, 12-250-105, **add**  
24 (1)(f) as follows:

25 **12-250-105. Director powers and duties - rules.** (1) In addition  
26 to any other powers and duties granted or imposed on the director under  
27 this article 250 or articles 20 and 30 of this title 12, the director shall:

1 (f) CONSULT WITH THE ADVISORY COMMITTEE AT LEAST ONCE  
2 EACH CALENDAR YEAR TO DISCUSS UPDATES TO THE NATUROPATHIC  
3 FORMULARY.

4 **SECTION 4.** In Colorado Revised Statutes, 12-250-106, **amend**  
5 (1)(c)(I) and (2)(a) as follows:

6 **12-250-106. Practice of naturopathic medicine by**  
7 **naturopathic doctors - exclusions - protected activities - definition -**  
8 **rules.** (1) The practice of naturopathic medicine by a naturopathic doctor  
9 includes the following:

10 (c) (I) Obtaining, dispensing, administering, INJECTING, ordering,  
11 or prescribing, as specified, medicines listed in the naturopathic  
12 formulary, which includes:

13 (A) ~~Epinephrine to treat anaphylaxis~~ ALL LEGEND DRUGS;

14 (A.5) WITH A VALID REGISTRATION FROM THE FEDERAL DRUG  
15 ENFORCEMENT ADMINISTRATION, ALL DRUGS IN SCHEDULES III THROUGH  
16 V AS LISTED IN SECTIONS 18-18-205 TO 18-18-207;

17 (B) Barrier contraceptives, excluding intrauterine devices;

18 (C) Oxygen; ~~but only for emergency use;~~

19 (D) Vitamins, ~~B6 and B12~~ MINERALS, TRACE MINERALS, ENZYMES,  
20 AND FOOD;

21 (E) ~~Substances that are regulated by the federal food and drug~~  
22 ~~administration but that do not require a prescription order to be dispensed~~

23 ALL BIOLOGICAL SUBSTANCES, INCLUDING EXTRACTS AND THEIR  
24 PRODUCTS AND RESIDUES;

25 (F) Vaccines, in accordance with the ACIP guidelines, for patients  
26 who are at least eighteen years of age; ~~and~~

27 (G) ~~Any additions to the naturopathic formulary as determined by~~

1 ~~the director by rule, limited to biological substances including vitamins,~~  
2 ~~minerals, nutritive substances, extracts, and their products and residues.~~

3 TOPICAL PREPARATIONS;

4 (H) HOMEOPATHIC PREPARATIONS;

5 (I) ALL AMINO ACIDS AND AMINO ACID COMBINATIONS;

6 (J) ALL BOTANICAL EXTRACTS AND THEIR DERIVATIVES;

7 (K) ELECTROLYTES AND FLUID REPLACEMENT;

8 (L) HORMONES; AND

9 (M) ANY ADDITIONS TO THE NATUROPATHIC FORMULARY AS  
10 DETERMINED BY THE DIRECTOR BY RULE.

11 (2) A naturopathic doctor shall not:

12 (a) Prescribe, dispense, administer, or inject a ANY SCHEDULE I OR  
13 II controlled substance or device identified in the federal "Controlled  
14 Substances Act", 21 U.S.C. sec. 801 et seq., as amended;

15 **SECTION 5. Act subject to petition - effective date.** This act  
16 takes effect at 12:01 a.m. on the day following the expiration of the  
17 ninety-day period after final adjournment of the general assembly; except  
18 that, if a referendum petition is filed pursuant to section 1 (3) of article V  
19 of the state constitution against this act or an item, section, or part of this  
20 act within such period, then the act, item, section, or part will not take  
21 effect unless approved by the people at the general election to be held in  
22 November 2024 and, in such case, will take effect on the date of the  
23 official declaration of the vote thereon by the governor.