

SENATE COMMITTEE OF REFERENCE REPORT

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

\_\_\_\_\_  
Date

April 11, 2019

Committee on Health & Human Services.

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

SB19-227 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

1 Amend printed bill, page 10 after line 8 insert:

2 "SECTION 8. In Colorado Revised Statutes, 18-18-426, **amend**  
3 (1) introductory portion and (2); and **repeal** (1)(a) as follows:

4 **18-18-426. Drug paraphernalia - definitions.** As used in  
5 sections 18-18-425 to 18-18-430, unless the context otherwise requires:

6 (1) "Drug paraphernalia" means all equipment, products, and  
7 materials of any kind ~~which~~ THAT are used, intended for use, or designed  
8 for use in planting, propagating, cultivating, growing, harvesting,  
9 manufacturing, compounding, converting, producing, processing,  
10 preparing, ~~testing, analyzing,~~ packaging, repackaging, storing, containing,  
11 concealing, injecting, ingesting, inhaling, or otherwise introducing into  
12 the human body a controlled substance in violation of the laws of this  
13 state. "Drug paraphernalia" includes, but is not limited to:

14 (a) ~~Testing equipment used, intended for use, or designed for use~~  
15 ~~in identifying or in analyzing the strength, effectiveness, or purity of~~  
16 ~~controlled substances under circumstances in violation of the laws of this~~  
17 ~~state;~~

18 (2) "Drug paraphernalia" does not include:

19 (a) Any marijuana accessories as defined in section 16 (2)(g) of  
20 article XVIII of the state constitution; OR

21 (b) TESTING EQUIPMENT USED, INTENDED FOR USE, OR DESIGNED  
22 FOR USE IN IDENTIFYING OR IN ANALYZING THE STRENGTH,  
23 EFFECTIVENESS, OR PURITY OF CONTROLLED SUBSTANCES."

1 Renumber succeeding sections accordingly.

2 Page 14, line 8, after "PERSON" insert "THAT IS NOT A PRIVATE ENTITY  
3 AND".

4 Page 15, strike lines 1 through 22 and substitute:

5 "SECTION 12. In Colorado Revised Statutes, **add** 27-80-215 as  
6 follows:

7 **27-80-215. Policy verifying identity.** THE DEPARTMENT SHALL  
8 ESTABLISH A POLICY ON HOW A SUBSTANCE USE DISORDER TREATMENT  
9 PROGRAM MUST VERIFY THE IDENTITY OF INDIVIDUALS INITIATING INTO  
10 DETOXIFICATION, WITHDRAWAL, OR MAINTENANCE TREATMENT FOR A  
11 SUBSTANCE USE DISORDER. THE DEPARTMENT POLICY MUST INCLUDE  
12 VERIFICATION REQUIREMENTS FOR INDIVIDUALS WITHOUT IDENTIFICATION  
13 AND INDIVIDUALS EXPERIENCING HOMELESSNESS."

14 Renumber succeeding sections accordingly.

15 Page 1, strike lines 111 through 113 and substitute "**OPIATE ANTAGONIST**  
16 **AVAILABLE;**".

17 Page 2, strike lines 101 through 105 and substitute "**AND REQUIRING THE**  
18 **DEPARTMENT OF HUMAN SERVICES TO CREATE A POLICY CONCERNING**  
19 **THE IDENTIFICATION OF CERTAIN INDIVIDUALS WITH A SUBSTANCE USE**  
20 **DISORDER.**".

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