

First Regular Session  
Seventy-first General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 17-0304.01 Kristen Forrestal x4217

SENATE BILL 17-108

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SENATE SPONSORSHIP

Crowder, Aguilar, Kefalas

HOUSE SPONSORSHIP

Buckner,

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Senate Committees  
Health & Human Services

House Committees

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A BILL FOR AN ACT

101 CONCERNING CONTINUATION OF THE REGULATION OF  
102 SPEECH-LANGUAGE PATHOLOGISTS BY THE DIRECTOR OF THE  
103 DIVISION OF PROFESSIONS AND OCCUPATIONS, AND, IN  
104 CONNECTION THEREWITH, IMPLEMENTING THE  
105 RECOMMENDATIONS OF THE 2016 SUNSET REPORT OF THE  
106 DEPARTMENT OF REGULATORY AGENCIES.

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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/>.)*

Sunset Process - Senate Health and Human Services

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters indicate new material to be added to existing statute.*  
*Dashes through the words indicate deletions from existing statute.*

**Committee.** The bill implements the recommendations of the sunset review and report on the certification of speech-language pathologists through the department of regulatory agencies by:

- ! Extending the automatic termination date of the "Speech-language Pathology Practice Act" to September 1, 2022, pursuant to the sunset law (**sections 1 and 2** of the bill); and
- ! Removing references to the American Speech-Language-Hearing Association (**sections 3 and 4** of the bill).

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

2           **SECTION 1.** In Colorado Revised Statutes, 24-34-104, **amend**  
3 (23)(a) introductory portion; **repeal** (13)(a)(II); and **add** (23)(a)(VIII) as  
4 follows:

5           **24-34-104. General assembly review of regulatory agencies**  
6 **and functions for repeal, continuation, or reestablishment - legislative**  
7 **declaration - repeal.** (13) (a) The following agencies, functions, or both,  
8 will repeal on September 1, 2017:

9           (II) ~~The regulation of speech-language pathologists by the director~~  
10 ~~of the division of professions and occupations in accordance with article~~  
11 ~~43.7 of title 12, C.R.S.;~~

12           (23) (a) The following agencies, functions, or both, ~~will~~ ARE  
13 SCHEDULED FOR repeal on September 1, 2022:

14           (VIII) THE REGULATION OF SPEECH-LANGUAGE PATHOLOGISTS BY  
15 THE DIRECTOR OF THE DIVISION OF PROFESSIONS AND OCCUPATIONS IN  
16 ACCORDANCE WITH ARTICLE 43.7 OF TITLE 12.

17           **SECTION 2.** In Colorado Revised Statutes, **amend** 12-43.7-118  
18 as follows:

19           **12-43.7-118. Repeal of article - review of functions.** This article  
20 ARTICLE 43.7 is repealed, effective ~~September 1, 2017.~~ Prior to the

1 SEPTEMBER 1, 2022. BEFORE ITS repeal, the director's powers, duties, and  
2 functions under this article ~~shall be reviewed as provided in 43.7 ARE~~  
3 SCHEDULED FOR REVIEW IN ACCORDANCE WITH section 24-34-104. ~~C.R.S.~~

4 **SECTION 3.** In Colorado Revised Statutes, 12-43.7-106, **amend**  
5 (1)(c) as follows:

6 **12-43.7-106. Certification - application - qualifications -**  
7 **provisional certification - renewal - fees - rules. (1) Educational and**  
8 **experiential requirements.** Every applicant for a certification as a  
9 speech-language pathologist must have:

10 (c) ~~Passed the national examination adopted by the American~~  
11 ~~Speech-Language-Hearing Association or its successor association or any~~  
12 ~~other examination approved~~ APPROPRIATE EXAMINATION AND CLINICAL  
13 FELLOWSHIPS ADOPTED by the director.

14 **SECTION 4.** In Colorado Revised Statutes, 12-43.7-106.5,  
15 **amend** (1)(b) and (5) as follows:

16 **12-43.7-106.5. Provisional certification - qualifications -**  
17 **application - expiration - practice. (1) Educational and experiential**  
18 **requirements.** An applicant for a provisional certification as a  
19 speech-language pathologist must:

20 (b) ~~Pass either:~~ THE APPROPRIATE EXAMINATION AND CLINICAL  
21 FELLOWSHIPS ADOPTED BY THE DIRECTOR.

22 ~~(I) The national examination adopted by the American~~  
23 ~~Speech-Language-Hearing Association or its successor association; or~~

24 ~~(II) Any other examination approved by the director.~~

25 (5) **Practice.** A provisional certificate holder may practice  
26 speech-language pathology only under the general supervision of a  
27 speech-language pathologist who ~~holds a certificate of clinical~~

1 ~~competence awarded by the American Speech-Language-Hearing~~  
2 ~~Association in accordance with the clinical fellowship requirements of the~~  
3 ~~American Speech-Language-Hearing Association~~ HAS PASSED THE  
4 APPROPRIATE EXAMINATION AND CLINICAL FELLOWSHIPS ADOPTED BY THE  
5 DIRECTOR.

6         **SECTION 5. Act subject to petition - effective date.** This act  
7 takes effect at 12:01 a.m. on the day following the expiration of the  
8 ninety-day period after final adjournment of the general assembly (August  
9 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a  
10 referendum petition is filed pursuant to section 1 (3) of article V of the  
11 state constitution against this act or an item, section, or part of this act  
12 within such period, then the act, item, section, or part will not take effect  
13 unless approved by the people at the general election to be held in  
14 November 2018 and, in such case, will take effect on the date of the  
15 official declaration of the vote thereon by the governor.