

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

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 18-0820.01 Conrad Imel x2313

HOUSE BILL 18-1196

HOUSE SPONSORSHIP

Exum,

SENATE SPONSORSHIP

Todd and Martinez Humenik,

House Committees

Public Health Care & Human Services

Senate Committees

Health & Human Services

A BILL FOR AN ACT

101 **CONCERNING AUTHORIZATION TO VERIFY THE DISABILITY OF AN**
102 **APPLICANT TO THE AID TO THE NEEDY DISABLED PROGRAM.**

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>.)

Under current law, in order to receive assistance under the aid to the needy disabled program, an applicant must be examined by a physician, physician assistant, advanced practice nurse, or registered nurse. The bill adds to the list of persons authorized to perform an examination a licensed or certified psychologist, a licensed social worker, a licensed professional counselor, or any other qualified personnel the

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

SENATE
3rd Reading Unamended
March 14, 2018

SENATE
Amended 2nd Reading
March 13, 2018

HOUSE
3rd Reading Unamended
February 27, 2018

HOUSE
Amended 2nd Reading
February 23, 2018

department of human services deems appropriate. Any person who performs an examination is required to certify the diagnosis, prognosis, and other relevant medical or mental factors relating to the applicant's disability.

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

2 **SECTION 1.** In Colorado Revised Statutes, 26-2-106, **amend**
3 (6)(a) as follows:

4 **26-2-106. Applications for public assistance.** (6) (a) An
5 application for aid to the needy disabled must not be approved until the
6 applicant's medical condition has been certified by a physician licensed
7 to practice medicine in this state, a physician assistant licensed in this
8 state, or an advanced practice nurse licensed in this state. In addition to
9 a physician, an applicant may be examined by a physician assistant
10 licensed in this state, ~~by an advanced practice nurse, or by a registered~~
11 ~~nurse licensed in this state who is functioning within the scope of the~~
12 ~~nurse's license and training, A LICENSED PSYCHOLOGIST, OR~~ ANY OTHER
13 ~~LICENSED~~ HEALTH CARE PERSONNEL THE STATE DEPARTMENT DEEMS
14 APPROPRIATE. The ~~supervising physician, or the physician, physician~~
15 ~~assistant, or nurse~~ PERSON who conducted the examination shall certify
16 in writing upon forms prescribed by the state department as to the
17 diagnosis, prognosis, and other relevant medical or mental factors relating
18 to the applicant's disability. An applicant who is disabled as a result of a
19 primary diagnosis of an alcohol use disorder or a substance use disorder
20 related to controlled substances must not be approved for aid to the needy
21 disabled except as provided in section 26-2-111 (4)(e).

22 **SECTION 2. Safety clause.** The general assembly hereby finds,

- 1 determines, and declares that this act is necessary for the immediate
- 2 preservation of the public peace, health, and safety.