

Second Regular Session
Seventy-third General Assembly
STATE OF COLORADO

ENGROSSED

*This Version Includes All Amendments Adopted
on Second Reading in the House of Introduction*

LLS NO. 22-0325.01 Christy Chase x2008

HOUSE BILL 22-1227

HOUSE SPONSORSHIP

Mullica, Lontine, McCormick, Titone

SENATE SPONSORSHIP

Smallwood,

House Committees
Health & Insurance

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING THE CONTINUATION OF THE HEALTH-CARE WORK FORCE**
102 **DATA ADVISORY GROUP, AND, IN CONNECTION THEREWITH,**
103 **IMPLEMENTING THE RECOMMENDATION IN THE DEPARTMENT OF**
104 **REGULATORY AGENCIES' SUNSET REPORT TO REPEAL THE**
105 **ADVISORY GROUP.**

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 - House Health and Insurance Committee. The bill implements the recommendation of the department of regulatory

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.

HOUSE
2nd Reading Unamended
March 11, 2022

agencies, as specified in the department's sunset review of the health-care work force data advisory group, to sunset the advisory group.

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

2 **SECTION 1.** In Colorado Revised Statutes, 12-30-106, **amend**
3 (1) and (2); and **repeal** (3) as follows:

4 **12-30-106. Health-care work force data collection.** (1) ~~On or~~
5 ~~before July 1, 2013,~~ The director of the division shall implement a system
6 to collect health-care work force data from health-care professionals who
7 are eligible for the Colorado health service corps pursuant to part 5 of
8 article 1.5 of title 25, from practical and professional nurses licensed
9 pursuant to part 1 of article 255 of this title 12, and from pharmacists
10 licensed pursuant to article 280 of this title 12, collectively referred to in
11 this section as "health-care professionals". Each health-care professional
12 shall submit the data as part of the initial licensure process and upon the
13 renewal of the health-care professional's license. Neither an executive
14 department nor a board in an executive department is responsible for
15 verifying the data or disciplining a health-care professional for
16 noncompliance with this section.

17 (2) (a) The director of the division shall request each health-care
18 professional to provide data recommended by the director of the primary
19 care office created pursuant to section 25-1.5-403 in the department of
20 public health and environment. ~~in consultation with the advisory group~~
21 ~~formed pursuant to subsection (3) of this section.~~ The director of the
22 division has final approval authority regarding the form and manner of
23 the data collected. The data collected concerns:

24 (a) (I) Each practice address of the health-care professional;

25 (b) (II) The number of hours the health-care professional provides

- 1 direct patient care at each practice location;
- 2 (e) (III) Any specialties of the health-care professional, if
- 3 applicable;
- 4 (d) (IV) Information about each practice setting type;
- 5 (e) (V) The health-care professional's education and training
- 6 related to the health-care professional's profession; and
- 7 (f) (VI) The year of birth of the health-care professional.

8 (b) THE DIRECTOR OF THE DIVISION SHALL ENSURE THAT THE DATA

9 PROVIDED BY HEALTH-CARE PROFESSIONALS IS AVAILABLE TO THE

10 PRIMARY CARE OFFICE IN ELECTRONIC FORMAT FOR ANALYSIS. A MEMBER

11 OF THE PUBLIC MAY REQUEST, IN WRITING, UNANALYZED DATA FROM THE

12 PRIMARY CARE OFFICE. DATA AVAILABLE TO THE PUBLIC MUST BE LIMITED

13 TO UNIQUE RECORDS THAT DO NOT INCLUDE NAMES OR OTHER

14 IDENTIFYING INFORMATION.

15 (3) (a) ~~(I) The director of the primary care office shall designate~~

16 ~~an advisory group comprised of:~~

17 ~~(A) A representative of the department of regulatory agencies as~~

18 ~~determined by the executive director;~~

19 ~~(B) The director of the division or the director's designee;~~

20 ~~(C) Representatives of the affected health-care professions; and~~

21 ~~(D) Individuals with expertise in health-care work force research,~~

22 ~~analysis, and planning.~~

23 ~~(H) The advisory group is to be convened by a nonprofit statewide~~

24 ~~membership organization that provides programs and services to enhance~~

25 ~~rural health care in Colorado.~~

26 ~~(H) The members of the advisory group shall serve without~~

27 ~~compensation or reimbursement for actual or necessary expenses incurred~~

1 in the performance of their duties.

2 (IV) ~~The advisory group shall recommend the structure of the data~~
3 ~~elements in subsection (2) of this section. The advisory group shall~~
4 ~~consider, but is not limited to using, the division's existing data fields as~~
5 ~~a possible structure for the data elements recommended in this section.~~
6 ~~The director of the division has final approval authority regarding the~~
7 ~~structure of the data elements.~~

8 (b) ~~The director of the division shall ensure that the data provided~~
9 ~~by health-care professionals is available to the primary care office in~~
10 ~~electronic format for analysis. A member of the public may request, in~~
11 ~~writing, unanalyzed data from the primary care office. Data available to~~
12 ~~the public must be limited to unique records that do not include names or~~
13 ~~other identifying information.~~

14 (c) ~~The advisory group is repealed, effective September 1, 2022.~~
15 ~~Before the repeal, the advisory group is scheduled for review in~~
16 ~~accordance with section 2-3-1203.~~

17 **SECTION 2.** In Colorado Revised Statutes, 2-3-1203, **repeal**
18 (13)(a)(I) as follows:

19 **2-3-1203. Sunset review of advisory committees - legislative**
20 **declaration - definition - repeal.** (13) (a) The following statutory
21 authorizations for the designated advisory committees are scheduled for
22 repeal on September 1, 2022:

23 (I) ~~The advisory group appointed by the director of the primary~~
24 ~~care office pursuant to section 12-30-106 (3);~~

25 **SECTION 3. Act subject to petition - effective date.** This act
26 takes effect at 12:01 a.m. on the day following the expiration of the
27 ninety-day period after final adjournment of the general assembly; except

1 that, if a referendum petition is filed pursuant to section 1 (3) of article V
2 of the state constitution against this act or an item, section, or part of this
3 act within such period, then the act, item, section, or part will not take
4 effect unless approved by the people at the general election to be held in
5 November 2022 and, in such case, will take effect on the date of the
6 official declaration of the vote thereon by the governor.