

## 2009 Bills

### **HB09-1025 Report Hospital Infection Rates Criteria**

Under current law, persons who collect data on hospital-acquired infection rates for hospitals with 50 or fewer beds are not required to have national certification. The bill expands the exemption to persons who collect data for ambulatory surgical centers and dialysis treatment centers. The Department of Public Health and Environment is to define alternate qualifications for those exempt from national certification.

### **HB09-1035 Clean Tech Med Device Tax Refund**

Allows certain clean technology and medical device firms to receive refunds on sales and use taxes paid on the purchase of equipment used in research and development. The firms must be headquartered in Colorado and have no more than 50 employees. Each taxpayer may not receive more than a \$50,000 refund during any calendar year.

### **HB09-1103 Presumptive Eligibility Long-term Care**

The bill authorizes the Department of Health Care Policy and Financing to seek federal approval to allow people who are in need of long-term care to be presumptively eligible for Medicaid, including Home- and Community-based Service Programs. If an application for Medicaid long term care indicates that the person is eligible, services would be provided and paid for through Medicaid.

### **HB09-1168 Wildlife And Parks Reports To CDC**

Requires the Wildlife Commission and the Board of Parks and Outdoor Recreation to submit a report to the Capitol Development Committee before completing a transaction to acquire fee title, acquire an easement, enter into a lease, or dispose of any real property.

### **HB09-1169 Extend Repeal Of CDC**

Budget Request for Continuation of Capitol Development Committee

### **HB09-1173 Contraband Cigarettes & Tobacco Products**

This bill provides methods to reduce the amount of contraband tobacco products in the state through enforcement efforts and the establishment of new civil penalties for the possession of contraband tobacco products.

### **HB09-1174 Exempt Pre-1974 Well Depletions**

Future well augmentation in Water Division 1 (primarily the South Platte River Basin) will not require the replacement of out-of-priority depletions. Also allows a water judge to review amendments to augmentation plans.

### **HB 1293 Medicaid Hospital Provider Fee**

This bill authorizes the Department of Health Care Policy and Financing to collect provider fees from hospitals to match federal contributions to the state's medical assistance programs (i.e. Medicaid, CHP+). The increased funding will increase reimbursements for hospitals, will expand coverage under the programs and will provide for the extra administrative costs associated therein.

### **HB 1333 Historical Fund Museum Transfer**

This bill allows the State Historical Society to transfer money from the State Historical Fund (which uses gaming revenues to promote historical preservation and awareness) to the State Museum Cash Fund in order to continue with construction of the new Colorado History Museum.

### **HB 1364 Health Care Task Force**

This bill increases the terms of office for members of the Health Care Task Force from one year to two years for all new appointees to the task force, who can review many types of health care issues and may recommend legislation to the General Assembly.

### **SB 007 Involuntary Commitment for Substance Abuse**

Involuntary commitments of those believed to abuse drugs or alcohol may now only be done by licensed physicians. Previously, advanced practice nurses also had this authority.

### **SB 017 FPPA Disability and Survivor Benefits**

As recommended by the Police Officers' and Firefighters' Pension Reform Commission, benefits for retirees, widows and dependents of the police force and firefighters are modified. Earned income offsets for the occupationally disabled, adult dependent schooling requirements and the termination of benefits for remarrying surviving spouses are repealed, while also giving the Fire and Police Pension Association the authority to grant disability benefits to those injured on duty who also has an occupational disability.

### **SB 026 Regulation of Athletic Trainers**

This requires athletic trainers to be registered with the Department of Regulatory Agencies (DORA) in order to practice as an athletic trainer in Colorado. It also defines said trainers, including the necessary education, certification and examinations and gives DORA the ability to regulate their registrations and conduct.

### **SB 031 Clean Technology Research Grant Program**

This bill creates the Clean Technology Discovery Evaluation Grant Program in the Governor's Office of Economic Development and International Trade (OED). The program will provide grant assistance to aid in the commercialization of renewable energy technologies (e.g., solar, wind, biofuel, and geothermal), or technologies and products that aid in energy efficiency, conservation, or environmental mitigation. These grants may be awarded to technology transfer offices of institutes of higher education and to early-stage clean technology companies (those that have less than \$5 million in grants/investments, employ less than 20 people and are located in Colorado).

### **SB 056 Trinidad State Nursing Home**

This bill provides for the privatization of Trinidad State Nursing Home and encourages the continuity of care and employment for both residents and caregivers of the facility. It requires any proceeds of the sale to be applied to the management fund of the other five state nursing facilities.

### **SB 095 Construction Contract Prompt Pay**

This bill sets payment standards to govern construction agreements between contractors and private property owners or public entities. Among other things, the bill requires that invoices be paid within 30 days, or within 25 days if a subcontractor is involved. It also requires that a contractor forward progress payments to any subcontractor within 5 days or within the 30-day billing cycle, whichever is sooner. Owners, contractors, and subcontractors must pay at least 12% interest per year on unpaid invoices.

### **SB 169 Sunset Nursing Home Administrators Board**

The bill continues the Board of Examiners of Nursing Home Administrators and its functions until July 1, 2018.

### **SB239 Sunset State Board Nursing**

This bill modifies and extends the state Board of Nursing's tenure, including provisions on licensure and disciplinary action. It also defines the prescription authority of advanced practice nurses based on their education, mentoring experience, insurance and certification.

**SB 243 Worker's Compensation Benefits**

This bill extends workers compensation benefits to those claims that are originally denied and then found to be compensable. It also requires that determinations of payments to be based on a combination of both physical and mental impairment and allows for payments for services rendered after final orders, claims or settlements.

**SB 251 Optometrists Fee for Ophthalmic Devices**

This bill permits optometrists and physicians to prescribe and sell drug dispensing contact lenses.

**SB 290 Higher Education Capital Construction**

This bill changes the review process for cash-funded capital construction projects at state institutions of higher education. The bill sets procedures for a school to amend its projections of construction costs to the Colorado Commission on Higher Education, based on funding sources and sustainability after their initial two-year projections are approved.

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