

HB1125_L.002

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Public Health Care & Human Services.

HB19-1125 be amended as follows:

1 Amend printed bill, page 2, after line 22 insert:

2 "SECTION 2. In Colorado Revised Statutes, 12-245-226, amend
3 as relocated by House Bill 19-1172 (4)(b) as follows:

4 **12-245-226. Disciplinary proceedings - judicial review - mental**
5 **and physical examinations - multiple licenses.** (4) (b) The exemption
6 from the open records law specified in subsection (4)(a) of this section
7 does not apply:

8 (I) When a decision to proceed with a disciplinary action has been
9 agreed upon by a majority of the members of the applicable board and a
10 notice of formal complaint is drafted and served on the licensee,
11 registrant, or certificate holder by first-class mail; or

12 (II) Upon final agency action; OR

13 (III) TO A RESPONDENT SEEKING ACCESS TO INFORMATION IN THE
14 BOARD'S OR THE DIVISION'S RECORDS IN ANY ACTION ARISING FROM A
15 COMPLAINT FILED AGAINST THE RESPONDENT. THE RESPONDENT MAY
16 HAVE ACCESS TO INFORMATION IN THE BOARD'S OR THE DIVISION'S
17 RECORDS REGARDING THE DISMISSED COMPLAINT. BEFORE ALLOWING THE
18 ACCESS, THE BOARD AND THE DIVISION SHALL REDACT FROM THE
19 INFORMATION THE NAMES OF THE RESPONDENT'S CLIENTS OR OTHER
20 RECIPIENTS OF SERVICE AND ANY OTHER INFORMATION THAT WOULD
21 IDENTIFY AN INDIVIDUAL PERSON, INCLUDING THE COMPLAINANT OR A
22 WITNESS."

23 Page 3, line 1, strike "This" and substitute "(1) Except as otherwise
24 provided in subsection (2) of this section, this".

25 Page 3, after line 10 add:

26 "(2) Section 2 of this act takes effect only if House Bill 19-1172
27 becomes law, in which case Section 2 takes effect October 1, 2019."

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