

HB1212_L.001

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Public Health Care & Human Services.

HB20-1212 be amended as follows:

1 Amend printed bill, strike everything below the enacting clause and
2 substitute:

3 "SECTION 1. In Colorado Revised Statutes, 12-250-121, amend
4 (1) as follows:

5 **12-250-121. Repeal of article - subject to review - definition.**

6 (1) This article 250 is repealed, effective September 1, ~~2020~~ 2029.
7 Before the repeal, the registration of naturopathic doctors is scheduled for
8 review in accordance with section 24-34-104.

9 SECTION 2. In Colorado Revised Statutes, 24-34-104, repeal
10 (19)(a)(XII); and add (30)(a)(III) as follows:

11 **24-34-104. General assembly review of regulatory agencies
12 and functions for repeal, continuation, or reestablishment - legislative
13 declaration - repeal.** (19) (a) The following agencies, functions, or both,
14 are scheduled for repeal on September 1, 2020:

15 (XII) ~~The registration of naturopathic doctors in accordance with
16 article 250 of title 12;~~

17 (30) (a) The following agencies, functions, or both, are scheduled
18 for repeal on September 1, 2029:

19 (III) THE REGISTRATION OF NATUROPATHIC DOCTORS IN
20 ACCORDANCE WITH ARTICLE 250 OF TITLE 12.

21 SECTION 3. In Colorado Revised Statutes, 12-20-402, amend
22 (4) as follows:

23 **12-20-402. Immunity.** (4) This section does not apply to articles
24 125, 140, AND 150 ~~and 250~~ of this title 12 concerning fantasy contests,
25 nontransplant tissue banks, AND passenger tramways, ~~and naturopathic
26 doctors;~~ respectively.

27 SECTION 4. In Colorado Revised Statutes, 12-250-104, amend
28 (1)(b)(II) and (2) as follows:

29 **12-250-104. Naturopathic medicine advisory committee -
30 creation - membership - duties.** (1)(b) The advisory committee consists
31 of nine members appointed by the director as follows:

32 (II) Three members who are doctors of medicine or osteopathy
33 licensed pursuant to article 240 of this title 12, ONE OF WHOM IS A
34 PEDIATRICIAN AND ANOTHER OF WHOM IS A MEMBER OF A STATEWIDE
35 MULTISPECIALTY MEDICAL SOCIETY;

36 (2) The advisory committee shall MEET AT LEAST ONCE EACH
37 YEAR TO:

38 (a) Advise the director in the administration and enforcement of
39 this article 250 and rules adopted under this article 250;

1 (b) DISCUSS ISSUES OF IMPORTANCE TO NATUROPATHIC DOCTORS
2 AND THEIR PATIENTS; AND

3 (c) (I) REVIEW THE NATUROPATHIC FORMULARY SPECIFIED IN
4 SECTION 12-250-106 (1)(c)(I); AND

5 (II) MAKE RECOMMENDATIONS TO THE DIRECTOR ON WHETHER
6 THERE SHOULD BE ADDITIONS, OTHER THAN CONTROLLED SUBSTANCES, TO
7 THE NATUROPATHIC FORMULARY. POSSIBLE ADDITIONS MAY INCLUDE
8 ONLY BIOLOGICAL SUBSTANCES INCLUDING VITAMINS, MINERALS,
9 NUTRITIVE SUBSTANCES, EXTRACTS, AND THEIR PRODUCTS AND RESIDUES.

10 **SECTION 5.** In Colorado Revised Statutes, 12-250-106, **amend**
11 (1)(c)(I) and (5)(c) as follows:

12 **12-250-106. Practice of naturopathic medicine by**
13 **naturopathic doctors - exclusions - protected activities - definition -**
14 **rules.** (1) The practice of naturopathic medicine by a naturopathic doctor
15 includes the following:

16 (c) (I) Obtaining, dispensing, administering, ordering, or
17 prescribing, as specified, medicines listed in the naturopathic formulary,
18 which includes:

19 ~~(A) Obtaining, administering, or dispensing~~ Epinephrine to treat
20 anaphylaxis;

21 ~~(B) Obtaining and dispensing~~ Barrier contraceptives, excluding
22 intrauterine devices;

23 ~~(C) Obtaining and administering~~ Oxygen, but only for emergency
24 use;

25 ~~(D) Obtaining and administering~~ Vitamins B6 and B12;

26 ~~(E) Obtaining, administering, or dispensing~~ Substances that are
27 regulated by the federal food and drug administration but that do not
28 require a prescription order to be dispensed; and

29 ~~(F) Obtaining and administering~~ Vaccines, in accordance with the
30 ACIP guidelines, for patients who are at least eighteen years of age; AND

31 (G) ANY ADDITIONS TO THE NATUROPATHIC FORMULARY AS
32 DETERMINED BY THE DIRECTOR BY RULE, LIMITED TO BIOLOGICAL
33 SUBSTANCES INCLUDING VITAMINS, MINERALS, NUTRITIVE SUBSTANCES,
34 EXTRACTS, AND THEIR PRODUCTS AND RESIDUES.

35 (5) Except as provided in subsection (4) of this section, a person
36 who is not registered under this article 250 shall not:

37 (c) Use the title "naturopathic doctor", or "doctor of naturopathy",
38 or the abbreviation "N.D.", OR ANY OTHER TITLE THAT IMPLIES THE
39 PERSON IS REGISTERED OR LICENSED AS A NATUROPATHIC DOCTOR.

40 **SECTION 6. Act subject to petition - effective date.** This act
41 takes effect at 12:01 a.m. on the day following the expiration of the
42 ninety-day period after final adjournment of the general assembly (August
43 5, 2020, if adjournment sine die is on May 6, 2020); except that, if a

1 referendum petition is filed pursuant to section 1 (3) of article V of the
2 state constitution against this act or an item, section, or part of this act
3 within such period, then the act, item, section, or part will not take effect
4 unless approved by the people at the general election to be held in
5 November 2020 and, in such case, will take effect on the date of the
6 official declaration of the vote thereon by the governor."

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