

HB1206_L.004

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Public Health Care & Human Services.HB20-1206 be amended as follows:

1 Amend printed bill, page 8, after line 8 insert:

2 "SECTION 9. In Colorado Revised Statutes, 12-245-214, amend
3 (2) as follows:

4 **12-245-214. Denial of license, registration, or certification -**
5 **reinstatement.** (2) If a board determines that an applicant does not
6 possess the applicable qualifications required by this article 245 or, for a
7 licensed clinical social worker, licensed social worker, licensed marriage
8 and family therapist, licensed professional counselor, licensed addiction
9 counselor, or ~~level II or III~~ certified addiction counselor, is unable to
10 demonstrate ~~his or her~~ continued professional competence as required by
11 section 12-245-410, 12-245-506, 12-245-606, or 12-245-806,
12 respectively, the board may deny the applicant a license, registration, or
13 certification or deny the reinstatement of a license, registration, or
14 certification. If the application is denied, the board shall provide the
15 applicant with a statement in writing setting forth the basis of the board's
16 determination that the applicant does not possess the qualifications or
17 professional competence required by this article 245. The applicant may
18 request a hearing on the determination as provided in section 24-4-104
19 (9)."

20 Renumber succeeding sections accordingly.

21 Page 19, after line 16 insert:

22 "SECTION 26. In Colorado Revised Statutes, 12-245-801,
23 amend (6) as follows:

24 **12-245-801. Definitions.** As used in this part 8, unless the context
25 otherwise requires:

26 (6) "Certified" means certified as an ~~addiction counselor certified~~
27 ~~at level I, II, or III~~ ADDICTION TECHNICIAN OR ADDICTION SPECIALIST."

28 Renumber succeeding sections accordingly.

29 Page 20, after line 5 insert:

30 "SECTION 29. In Colorado Revised Statutes, 12-245-804,
31 amend (1)(d)(I), (1)(e), (1)(g), and (2)(c); and add (3.5) as follows:

32 **12-245-804. Requirements for licensure and certification -**
33 **rules.** (1) The board shall issue a license as an addiction counselor to an
34 applicant who files an application in the form and manner required by the

1 board, submits the fee required by the board pursuant to section
2 12-245-205, and submits evidence satisfactory to the board that the
3 applicant:

4 (d) Demonstrates professional competence by:

5 (I) Passing ~~a national~~ THE MASTER ADDICTION COUNSELOR
6 examination ~~demonstrating special knowledge and skills in behavioral~~
7 ~~health disorders counseling as determined by the office of behavioral~~
8 ~~health in the department of human services and approved by the board~~
9 ADMINISTERED BY THE NATIONAL ASSOCIATION FOR ALCOHOLISM AND
10 DRUG ABUSE COUNSELORS, OR AN EQUIVALENT EXAMINATION
11 ADMINISTERED BY A SUCCESSOR ORGANIZATION; and

12 (e) Has met the requirements for a certificate of addiction
13 ~~counseling, level III~~ SPECIALIST;

14 (g) Has completed at least ~~five~~ THREE thousand hours of clinically
15 supervised work experience IN THE ADDICTION FIELD WITH A MINIMUM OF
16 TWO THOUSAND DIRECT CLINICAL HOURS.

17 (2) The board shall issue a certification as an addiction counselor
18 to an applicant who files an application in the form and manner required
19 by the board, submits the fee required by the board pursuant to section
20 12-245-205, and submits evidence satisfactory to the board that the
21 applicant:

22 (c) Has met the requirements for certification ~~at a particular~~
23 ~~certification level~~ AS A CERTIFIED ADDICTION TECHNICIAN OR A CERTIFIED
24 ADDICTION SPECIALIST as specified in rules adopted pursuant to
25 subsection (3) of this section ~~by the state board of human services in the~~
26 ~~department of human services~~ AND AS SPECIFIED IN SUBSECTION (3.5) OF
27 THIS SECTION.

28 (3.5) IN THE RULES PROMULGATED PURSUANT TO SUBSECTION (3)
29 OF THIS SECTION, THE STATE BOARD SHALL REQUIRE THAT:

30 (a) A CERTIFIED ADDICTION TECHNICIAN:

31 (I) HAVE A HIGH SCHOOL DIPLOMA OR ITS EQUIVALENT'

32 (II) ACCRUED A MINIMUM OF ONE THOUSAND HOURS OF
33 SUPERVISED CLINICAL EXPERIENCE HOURS OVER A MINIMUM OF SIX
34 MONTHS;

35 (III) PASSED A JURISPRUDENCE EXAMINATION AS DETERMINED BY
36 THE BOARD; AND

37 (IV) PASSED THE NATIONAL CERTIFICATION ADDICTION
38 COUNSELOR LEVEL I EXAMINATION ADMINISTERED BY THE NATIONAL
39 ASSOCIATION OF ALCOHOLISM AND DRUG ABUSE COUNSELORS, OR AN
40 EQUIVALENT EXAMINATION ADMINISTERED BY A SUCCESSOR
41 ORGANIZATION.

42 (b) A CERTIFIED ADDICTION SPECIALIST:

43 (I) HAVE A BACHELOR'S DEGREE IN A CLINICAL BEHAVIORAL

- 1 HEALTH CONCENTRATION;
2 (II) ACCRUED A MINIMUM OF TWO THOUSAND HOURS OF
3 SUPERVISED CLINIC WORK HOURS OVER A MINIMUM OF TWELVE MONTHS,
4 WHICH MAY INCLUDE THE HOURS REQUIRED FOR CERTIFICATION AS A
5 CERTIFIED ADDICTION SPECIALIST;
6 (III) PASSED A JURISPRUDENCE EXAMINATION AS DETERMINED BY
7 THE BOARD; AND
8 (IV) PASSED THE NATIONAL CERTIFICATION ADDICTION
9 COUNSELOR LEVEL II EXAMINATION ADMINISTERED BY THE NATIONAL
10 ASSOCIATION FOR ALCOHOLISM AND DRUG ABUSE COUNSELORS, OR AN
11 EQUIVALENT EXAMINATION ADMINISTERED BY A SUCCESSOR
12 ORGANIZATION.

13 **SECTION 30.** In Colorado Revised Statutes, 12-245-805, amend
14 (1); and add (3) as follows:

15 **12-245-805. Rights and privileges of certification and licensure**
16 **- titles.** (1) Any person who possesses a valid, unsuspended, and
17 unrevoked certificate as a ~~level I, II, or III certified addiction counselor~~
18 CERTIFIED ADDICTION TECHNICIAN OR CERTIFIED ADDICTION SPECIALIST
19 has the right to practice addiction counseling under supervision or
20 consultation as required by the rules of the state board of human services
21 in the department of human services; a ~~level III certified addiction~~
22 ~~counselor has the right to~~ A CERTIFIED ADDICTION SPECIALIST MAY
23 supervise addiction counseling practice, and ~~all levels of certification~~
24 ~~have the right to~~ MAY use the title "certified addiction counselor" and the
25 abbreviations "~~CAC I~~", "~~CAC II~~", or "~~CAC III~~", as applicable "CAC" or
26 "CAS"; A CERTIFIED ADDICTION TECHNICIAN MAY USE THE TITLE
27 "CERTIFIED ADDICTION COUNSELOR", "CAC", OR "CAT". No other person
28 shall assume these titles or use these abbreviations on any work or media
29 to indicate that the person using the title or abbreviation is a certified
30 addiction counselor.

31 (3)(a) THE PRACTICE OF A CERTIFIED ADDICTION TECHNICIAN MAY
32 INCLUDE:

- 33 (I) COLLECTION OF BIOPSYCHOSOCIAL SCREENING DATA;
34 (II) SERVICE COORDINATION AND CASE MANAGEMENT;
35 (III) MONITORING COMPLIANCE WITH CASE MANAGEMENT PLANS;
36 (IV) SKILL BASED EDUCATION;
37 (V) CO-FACILITATING THERAPY GROUPS WITH CERTIFIED
38 ADDICTION SPECIALISTS OR LICENSED ADDICTION COUNSELORS;
39 (VI) CLIENT, FAMILY, AND COMMUNITY ADDICTION EDUCATION;
40 AND
41 (VII) REFERRAL AND DISCHARGE RESOURCING AND PLANNING.

42 (b) THE PRACTICE OF A CERTIFIED ADDICTION SPECIALIST MAY
43 INCLUDE:

- 1 (I) TREATING SUBSTANCE USE AND CO-OCCURRING DISORDERS;
2 (II) CLINICAL ASSESSMENTS INCLUDING DIAGNOSTIC IMPRESSION;
3 (III) TREATMENT PLANNING;
4 (IV) REFERRAL AND DISCHARGE PLANNING;
5 (V) SERVICE COORDINATION AND CASE MANAGEMENT;
6 (VI) ADDICTION COUNSELING FOR INDIVIDUALS, FAMILIES, AND
7 GROUPS; AND
8 (VII) CLIENT, FAMILY, AND COMMUNITY EDUCATION AND
9 PSYCHO-EDUCATION."

10 Renumber succeeding sections accordingly.

11 Page 20, strike lines 14 through 22 and substitute:

12 "SECTION 32. In Colorado Revised Statutes, 12-245-806,
13 amend (1)(a), (1)(b) introductory portion, (1)(b)(I), (1)(b)(III), (1)(c)
14 introductory portion, (1)(d), (2)(a), and (3) as follows:

15 **12-245-806. Continuing professional competency - rules -**
16 **definition.** (1) (a) In accordance with sections 12-245-803 and
17 12-245-804, the board issues a license or certificate to practice addiction
18 counseling based on whether the applicant satisfies minimum educational
19 and experience requirements that demonstrate professional competency
20 to practice addiction counseling. After a license or a certificate as a level
21 ~~II or level III~~ addiction counselor is issued to an applicant, the licensed or
22 ~~level II or level III~~ certified addiction counselor shall maintain continuing
23 professional competency to practice addiction counseling.

24 (b) The board, ~~in consultation with the~~ office of behavioral health
25 in the department of human services, and; ~~IN CONSULTATION WITH~~ other
26 stakeholders, shall adopt rules establishing a continuing professional
27 competency program that includes, at a minimum, the following
28 elements:

29 (I) A self-assessment of the knowledge and skills of a licensed or
30 ~~level II or level III~~ certified addiction counselor seeking to renew or
31 reinstate a license;

32 (III) Periodic demonstration of knowledge and skills through
33 documentation of activities necessary to ensure at least minimal ability to
34 safely practice the profession. Nothing in this subsection (1)(b)(III) shall
35 require ~~REQUIRES~~ a licensed or ~~level II or level III~~ certified addiction
36 counselor to retake any examination required pursuant to section
37 12-245-804 in connection with initial licensure or certification.

38 (c) A licensed or ~~level II or level III~~ certified addiction counselor
39 satisfies the continuing competency requirements of this section if the
40 licensed or ~~level II or level III~~ certified addiction counselor meets the

1 continued professional competence requirements of one of the following
2 entities:

3 (d) (I) After the program is established, a licensed or ~~level II or~~
4 ~~level III~~ certified addiction counselor shall satisfy the requirements of the
5 program in order to renew or reinstate a license or certificate to practice
6 addiction counseling in Colorado.

7 (II) The requirements of this section apply to individual addiction
8 counselors who are licensed or ~~level II or level III~~ certified pursuant to
9 this part 8, and nothing in this section shall be construed to require a
10 person who employs or contracts with a licensed or ~~level II or level III~~
11 certified addiction counselor to comply with the requirements of this
12 section.

13 (2) (a) Records of assessments or other documentation developed
14 or submitted in connection with the continuing professional competency
15 program are confidential and not subject to inspection by the public or
16 discovery in connection with a civil action against a licensed or certified
17 addiction counselor. The records or documents shall be used only by the
18 board for purposes of determining whether a licensed or ~~level II or level~~
19 ~~III~~ certified addiction counselor is maintaining continuing professional
20 competency to engage in the profession.

21 (3) As used in this section, "continuing professional competency"
22 means the ongoing ability of a licensed or ~~level II or level III~~ certified
23 addiction counselor to learn, integrate, and apply the knowledge, skill,
24 and judgment to practice as an addiction counselor according to generally
25 accepted industry standards and professional ethical standards in a
26 designated role and setting.

27 **SECTION 33.** In Colorado Revised Statutes, 27-80-108, add (2)
28 as follows:

29 **27-80-108. Rules.** (2) IN THE RULES PROMULGATED PURSUANT TO
30 SUBSECTION (1)(e) OF THIS SECTION, THE STATE BOARD OF HUMAN
31 SERVICES SHALL REQUIRE THE FOLLOWING EDUCATION REQUIREMENTS:

32 (a) FOR CERTIFIED ADDICTION TECHNICIANS:

33 (I) COMPLETION OF COURSE WORK AND TRAINING IN ADDICTION
34 COUNSELING, CLIENT RECORDS MANAGEMENT, PRINCIPLES OF ADDICTION,
35 PROFESSIONAL ETHICS, CULTURALLY INFORMED TREATMENT,
36 PHARMACOLOGY, MOTIVATIONAL INTERVIEWING, TRAUMA INFORMED
37 CARE, AND GROUP COUNSELING SKILLS; AND

38 (II) OTHER COURSES AND TRAINING AS DETERMINED BY THE STATE
39 BOARD OF HUMAN SERVICES.

40 (b) FOR CERTIFIED ADDICTION SPECIALISTS:

41 (I) COMPLETION OF COURSE WORK AND TRAINING IN CLINICAL
42 ASSESSMENT AND TREATMENT PLANNING, COGNITIVE BEHAVIORAL
43 THERAPY, CO-OCCURRING DISORDERS, ADVANCED PHARMACOLOGY,

1 ADVANCED PROFESSIONAL ETHICS, ADVANCED MOTIVATIONAL
2 INTERVIEWING, ADVANCED MODELS, SPECIALIZED ADDICTION TREATMENT,
3 AND INFECTIOUS DISEASES; AND

4 (II) OTHER COURSES AND TRAINING AS DETERMINED BY THE STATE
5 BOARD OF HUMAN SERVICES.

6 **SECTION 34. Act subject to petition - effective date.** Sections
7 9, 26, 29, 30, 32, and 33 take effect July 1, 2021, and the remainder of
8 this act takes effect at 12:01 a.m. on the day following the expiration of
9 the ninety-day period after final adjournment of the general assembly
10 (August 5, 2020, if adjournment sine die is May 6, 2020); except that, if
11 a referendum petition is filed pursuant to section 1 (3) of article V of the
12 state constitution against this act or an item, section, or part of this act
13 within such period, then the act, item, section, or part will not take effect
14 unless approved by the people at the general election to be held in
15 November 2020 and, in such case, will take effect on the date of the
16 official declaration of the vote thereon by the governor; except that
17 section 9, 26, 29, 30, 32, and 33 take effect July 1, 2021."

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