

LLS No. 19-0377.01 AMENDMENT #5  
SENATE SUNSET COMMITTEE AMENDMENT  
Committee on Judiciary.  
LLS No. 19-0377.01 be amended as follows:

1 Amend LLS No. 19-0377, page 2, after line 1 insert:

2 "SECTION 1. In Colorado Revised Statutes, 12-36-102.5, amend  
3 the introductory portion and (3)(a)(I) as follows:

4 **12-36-102.5. Definitions.** As used in this article ARTICLE 36,  
5 unless the context otherwise requires:

6 (3) (a) "Approved medical college" means a college that:

7 (I) Conforms to the minimum educational standards for medical  
8 colleges as established by the Liaison Committee on Medical Education  
9 or any successor organization that is the official accrediting body of  
10 educational programs leading to the degree of doctor of medicine and  
11 recognized for such purpose by the federal department of education and  
12 the Council on postsecondary FOR HIGHER EDUCATION Accreditation;".

13 Renumber succeeding sections accordingly.

14 Page 2, line 3, before "(6)(b)" insert "(1)(a)(II) and".

15 Page 2, strike line 5 and substitute "**termination - repeal of article.**

16 (1) (a) (II) The terms of the members of the board shall be four years. For  
17 the two physician and one physician assistant appointees added to the  
18 board during the calendar year beginning January 1, 2010, the term for  
19 one of the physician member appointees shall expire four years after the  
20 appointment; the term for the other physician member appointee shall  
21 expire three years after the appointment; and the term for the physician  
22 assistant appointee shall expire two years after the appointment.  
23 Thereafter, the terms of the members of the board shall be four years.

24 (6) (b) This article ARTICLE 36 is repealed,".

25 Page 3, after line 6 insert:

26 "SECTION 4. In Colorado Revised Statutes, 12-36-107, amend  
27 (1) introductory portion and (1)(b) as follows:

28 **12-36-107. Qualifications for licensure.** (1) Subject to the other  
29 conditions and provisions of this article ARTICLE 36, a license to practice

1 medicine shall be granted by the board to an applicant only upon the basis  
2 of:

3 (b) The applicant's passage of examinations conducted by the  
4 National Board of Medical Examiners, the National Board of  
5 OSTEOPATHIC MEDICAL Examiners, ~~for osteopathic physicians and~~  
6 ~~surgeons~~, the Federation of State Medical Boards, or any successor to  
7 said organizations, as approved by the board;"

8 Renumber succeeding section accordingly.

9 Page 3, strike lines 13 through 26.

10 Renumber succeeding sections accordingly.

11 Page 5, strike lines 5 through 14 and substitute:

12 "SECTION 8. In Colorado Revised Statutes, 12-240-104, **amend**  
13 **as relocated by House Bill 19-1172 (3)(a)(I)** as follows:

14 **12-240-104. Definitions.** As used in this article 240, unless the  
15 context otherwise requires:

16 (3) (a) "Approved medical college" means a college that:

17 (I) Conforms to the minimum educational standards for medical  
18 colleges as established by the Liaison Committee on Medical Education  
19 or any successor organization that is the official accrediting body of  
20 educational programs leading to the degree of doctor of medicine and  
21 recognized for such purpose by the United States department of education  
22 and the Council on Postsecondary FOR HIGHER EDUCATION Accreditation;

23 **SECTION 9.** In Colorado Revised Statutes, 12-240-105, **amend**  
24 **as relocated by House Bill 19-1172 (1)(b) and (5)** as follows:

25 **12-240-105. Colorado medical board - subject to termination**  
26 **- repeal of article.** (1) (b) The terms of the members of the board shall  
27 be four years. ~~For the two physician and one physician assistant~~  
28 ~~appointees added to the board during the calendar year beginning January~~  
29 ~~1, 2010, the term for one of the physician member appointees shall expire~~  
30 ~~four years after the appointment, the term for the other physician member~~  
31 ~~appointee shall expire three years after the appointment, and the term for~~  
32 ~~the physician assistant appointee shall expire two years after the~~  
33 ~~appointment. Thereafter, the terms of the members of the board shall be~~  
34 ~~four years.~~

35 (5) This article 240 is repealed, effective July 1, 2019 SEPTEMBER

1 1, 2026. Before its THE repeal, this article 240, including an analysis of  
2 physician responsibilities related to recommendations for medical  
3 marijuana, and the provisions of section 25-1.5-106 are scheduled for  
4 review in accordance with section 24-34-104.

5 **SECTION 10.** In Colorado Revised Statutes, 12-240-110, **amend**  
6 **as relocated by House Bill 19-1172 (1)(b)** as follows:

7 **12-240-110. Qualifications for licensure.** (1) Subject to the  
8 other conditions and provisions of this article 240, a license to practice  
9 medicine shall be granted by the board to an applicant only upon the basis  
10 of:

11 (b) The applicant's passage of examinations conducted by the  
12 National Board of Medical Examiners, the National Board of  
13 ~~OSTEOPATHIC MEDICAL Examiners, for Osteopathic Physicians and~~  
14 ~~Surgeons~~, the Federation of State Medical Boards, or any successor to  
15 those organizations, as approved by the board;

16 **SECTION 11.** In Colorado Revised Statutes, 12-240-118, **amend**  
17 **as relocated by House Bill 19-1172 (1)** introductory portion as follows:

18 **12-240-118. Pro bono license - qualifications - reduced fee -**  
19 **rules.** (1) Notwithstanding any other provision of this article 240, the  
20 board may issue a pro bono license to a physician to practice medicine in  
21 this state for not more than sixty days in a calendar year if the physician:

22 **SECTION 12.** In Colorado Revised Statutes, 12-240-125, **amend**  
23 **as relocated by House Bill 19-1172 (4)(c)(IV)** as follows:

24 **12-240-125. Disciplinary action by board - rules.** (4) (c) On  
25 completion of an investigation, the inquiry panel shall make a finding  
26 that:

27 (IV) There is an instance of misconduct that, in the opinion of the  
28 board, does not warrant formal action by the board but that should not be  
29 dismissed as being without merit. In this case, the board may issue and  
30 send a letter of admonition ~~by certified mail~~, to the licensee in accordance  
31 with section 12-20-404 (4).

32 **SECTION 13. Act subject to petition - effective date.**

33 (1) Except as otherwise provided in subsection (2) of this section, this act  
34 takes effect at 12:01 a.m. on the day following the expiration of the  
35 ninety-day period after final adjournment of the general assembly (August  
36 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a  
37 referendum petition is filed pursuant to section 1 (3) of article V of the  
38 state constitution against this act or an item, section, or part of this act  
39 within such period, then the act, item, section, or part will not take effect  
40 unless approved by the people at the general election to be held in

1 November 2020 and, in such case, will take effect on the date of the  
2 official declaration of the vote thereon by the governor.  
3 (2) Sections 8 through 12 of this act take effect only if House Bill  
4 19-1172 becomes law, in which case sections 8 through 12 take effect  
5 October 1, 2019."

\*\* \*\*\* \*\* \*\*\* \*\*