

Second Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 24-0577.01 Kristen Forrestal x4217

HOUSE BILL 24-1327

HOUSE SPONSORSHIP

Bradley and Duran, Brown, Lieder, McCormick, Young

SENATE SPONSORSHIP

Mullica,

House Committees
Health & Human Services

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING THE CONTINUATION OF THE REGULATION OF PHYSICAL**
102 **THERAPY PRACTICE, AND, IN CONNECTION THEREWITH,**
103 **IMPLEMENTING THE RECOMMENDATIONS CONTAINED IN THE**
104 **2023 SUNSET REPORT BY THE DEPARTMENT OF REGULATORY**
105 **AGENCIES.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov/>.)

Sunset Process - House Health and Human Services Committee. The bill continues the regulation of physical therapists and

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

physical therapy assistants until September 1, 2035. The bill also authorizes physical therapists to recommend and prescribe durable medical equipment to patients without a prescription from a physician.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, 12-285-104, **amend**
3 (6)(a)(II) introductory portion, (6)(a)(II)(E), and (6)(a)(II)(F); and **add**
4 (6)(a)(II)(G) as follows:

5 **12-285-104. Definitions.** As used in this article 285, unless the
6 context otherwise requires:

7 (6) (a) (II) ~~For purposes of~~ AS USED IN this article 285, "physical
8 therapy" includes:

9 (E) The provision of consultative, educational, and other advisory
10 services for the purpose of reducing the incidence and severity of physical
11 disability, movement dysfunction, bodily malfunction, and pain; **and**

12 (F) General wound care, including the assessment and
13 management of skin lesions, surgical incisions, open wounds, and areas
14 of potential skin breakdown in order to maintain or restore the
15 integumentary system; **AND**

16 (G) THE AUTHORIZATION TO DIRECTLY RECOMMEND AND
17 PRESCRIBE DURABLE MEDICAL EQUIPMENT TO PATIENTS WITHOUT
18 REQUESTING A PRESCRIPTION FROM A LICENSED PHYSICIAN.

19 **SECTION 2.** In Colorado Revised Statutes, **amend** 12-285-132
20 as follows:

21 **12-285-132. Repeal of part - review of functions.** This part 1
22 and the licensing functions of the board as set forth in this part 1 are
23 repealed, effective ~~September 1, 2024~~ SEPTEMBER 1, 2035. Before the
24 repeal, the licensing functions of the board are scheduled for review in

1 accordance with section 24-34-104.

2 **SECTION 3.** In Colorado Revised Statutes, **amend** 12-285-220
3 as follows:

4 **12-285-220. Repeal of part - review of functions.** This part 2 is
5 repealed, effective ~~September 1, 2024~~ SEPTEMBER 1, 2035. Before the
6 repeal, the functions of the board in regulating physical therapist
7 assistants under this part 2 are scheduled for review in accordance with
8 section 24-34-104.

9 **SECTION 4.** In Colorado Revised Statutes, 24-34-104, **repeal**
10 (25)(a)(XVIII) and (25)(a)(XIX); and **add** (36) as follows:

11 **24-34-104. General assembly review of regulatory agencies
12 and functions for repeal, continuation, or reestablishment - legislative
13 declaration - repeal.** (25)(a) The following agencies, functions, or both,
14 are scheduled for repeal on September 1, 2024:

15 ~~(XVIII) The licensing of physical therapists by the physical
16 therapy board in accordance with part 1 of article 285 of title 12;~~

17 ~~(XIX) The certification of physical therapist assistants by the
18 physical therapy board in accordance with part 2 of article 285 of title 12;~~

19 **(36) (a) THE FOLLOWING AGENCIES, FUNCTIONS, OR BOTH, ARE
20 SCHEDULED FOR REPEAL ON SEPTEMBER 1, 2035:**

21 **(I) THE LICENSING OF PHYSICAL THERAPISTS BY THE PHYSICAL
22 THERAPY BOARD IN ACCORDANCE WITH PART 1 OF ARTICLE 285 OF TITLE
23 12;**

24 **(II) THE CERTIFICATION OF PHYSICAL THERAPIST ASSISTANTS BY
25 THE PHYSICAL THERAPY BOARD IN ACCORDANCE WITH PART 2 OF ARTICLE
26 285 OF TITLE 12.**

27 **(b) THIS SUBSECTION (36) IS REPEALED, EFFECTIVE SEPTEMBER 1,**

1 2037.

2 **SECTION 5. Act subject to petition - effective date.** This act
3 takes effect at 12:01 a.m. on the day following the expiration of the
4 ninety-day period after final adjournment of the general assembly; except
5 that, if a referendum petition is filed pursuant to section 1 (3) of article V
6 of the state constitution against this act or an item, section, or part of this
7 act within such period, then the act, item, section, or part will not take
8 effect unless approved by the people at the general election to be held in
9 November 2024 and, in such case, will take effect on the date of the
10 official declaration of the vote thereon by the governor.