

SENATE COMMITTEE OF REFERENCE REPORT

	May 1, 2025
Chair of Committee	Date

Committee on Health & Human Services.

After consideration on the merits, the Committee recommends the following:

HB25-1259 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

- 1 Amend reengrossed bill, page 2, strike lines 9 through 11.
- 2 Page 3, strike lines 1 and 2.
- 3 Reletter succeeding paragraphs.
- 4 Page 3, line 5, strike "Many legal and".
- 5 Page 3, strike lines 6 through 12.
- 6 Page 4, lines 23 through 25, strike "Recent legislation in Colorado has
- 7 been challenging to implement and has had a chilling effect on donations,
- 8 as individuals are daunted by the invasive reporting requirements."
- 9 Page 5, line 22, after "GAMETES;" insert "AND".
- 10 Page 5, strike line 23.
- 11 Renumber succeeding subparagraph accordingly.
- 12 Page 5, strike lines 25 through 27 and substitute:
- 13 "(b) "REPRODUCTIVE HEALTH CARE" HAS THE SAME MEANING SET
- 14 FORTH IN SECTION 25-6-402."
- 15 Page 6, strike lines 1 through 11.
- 16 Page 6, line 14, strike "HEALTHCARE," and substitute "HEALTH CARE,".

- 1 Page 6, line 17, after the period add "THIS SUBSECTION (2) DOES NOT  
2 PREVENT OR LIMIT THE IMPLEMENTATION OF OTHER PROVISIONS OF THIS  
3 ARTICLE 57."
- 4 Page 7, line 20, strike "UPDATES." and substitute "UPDATES AFTER  
5 DONATION."
- 6 Page 7, line 27, strike "DONOR" and substitute "DONOR'S".
- 7 Page 8, line 1, strike "UPDATES." and substitute "UPDATES AFTER  
8 DONATION."
- 9 Page 8, strike lines 2 through 6.
- 10 Page 9, strike line 5 and substitute "(3), (6), and (7)(b) as".
- 11 Page 9, strike lines 7 through 27.
- 12 Strike page 10.
- 13 Page 11, strike lines 1 through 13 and substitute:
- 14 **"25-57-107. Record keeping - successor record keeper -**  
15 **applicability.** (3) ~~Except as provided in subsection (6) of this section, in~~  
16 ~~its application for a license pursuant to section 25-57-110, a gamete~~  
17 ~~agency, gamete bank, or fertility clinic shall submit a proposed plan to~~  
18 ~~permanently maintain the records described in subsections (1) and (2) of~~  
19 ~~this section in the event of dissolution, insolvency, or bankruptcy. The~~  
20 ~~plan may include identification of a named entity to receive or maintain~~  
21 ~~the records, obtaining a surety bond in favor of a third party in an amount~~  
22 ~~sufficient to cover the costs of permanent record keeping, an obligation~~  
23 ~~to condition any sale on the acquiring entity's obligation to maintain~~  
24 ~~records consistent with this section, or similar methods. The department~~  
25 ~~shall not issue a license pursuant to section 25-57-110 until it approves a~~  
26 ~~plan that it finds sufficient to ensure that the records will be permanently~~  
27 ~~maintained by a viable entity. A GAMETE AGENCY, GAMETE BANK, OR~~  
28 ~~FERTILITY CLINIC SHALL CREATE A PLAN TO PERMANENTLY MAINTAIN THE~~  
29 ~~INFORMATION REQUIRED BY THIS SECTION, INCLUDING IN THE CASE OF~~  
30 ~~DISSOLUTION, INSOLVENCY, OR BANKRUPTCY, AND SHALL MAKE THE PLAN~~  
31 ~~AVAILABLE FOR INSPECTION UPON REQUEST BY THE DEPARTMENT.~~  
32 (6) A gamete bank or fertility clinic that collects gametes from a  
33 donor who was matched with a recipient by a gamete agency that is a

- 1 separate entity is not subject to the requirements of ~~subsection (1), (3), or~~  
2 ~~(4)~~ SUBSECTION (1) OR (3) of this section.
- 3 (7) (b) ~~Subsections (1), (3), and (4)~~ SUBSECTIONS (1) AND (3) of  
4 this section apply only to gametes matched or collected on or after  
5 January 1, 2025, for use by a recipient parent or parents who are unknown  
6 to the donor at the time of the donation."
- 7 Page 13, strike line 2 and substitute "(1)(a) as follows:".
- 8 Page 13, line 10, strike "donor by" and substitute "donor. ~~by~~ METHODS OF  
9 GOOD FAITH EFFORTS MAY INCLUDE, BUT ARE NOT LIMITED TO," and strike  
10 "recipients" and substitute "recipients,".
- 11 Page 14, strike lines 2 through 6.
- 12 Page 14, line 8, strike "(2)(a) and".
- 13 Page 14, strike lines 11 through 16 and substitute:  
14 **"rules."**
- 15 Strike "OR RECIPIENT PARENT'S" on: **Page 7**, lines 22 and 27.

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