

**First Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO**

REENGROSSED

*This Version Includes All Amendments
Adopted in the House of Introduction*

LLS NO. 13-0371.01 Kristen Forrestal x4217

SENATE BILL 13-046

SENATE SPONSORSHIP

Kefalas,

HOUSE SPONSORSHIP

Primavera,

Senate Committees
Health & Human Services

House Committees

A BILL FOR AN ACT

101 **CONCERNING THE AUTHORIZATION OF DIALYSIS TREATMENT CLINICS**
102 **TO PROVIDE OUTPATIENT HEMODIALYSIS TREATMENT TO**
103 **PATIENTS WITH ACUTE KIDNEY FAILURE.**

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://www.leg.state.co.us/billsummaries>.)

The bill prohibits a dialysis treatment clinic from providing outpatient hemodialysis treatment to a non-end-stage renal disease patient without a referral for treatment from a board-certified or board-eligible nephrologist licensed as a physician in Colorado. It also eliminates the

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

SENATE
3rd Reading Unamended
February 8, 2013

SENATE
Amended 2nd Reading
February 7, 2013

existing requirement that home dialysis only be used in cases of end-stage renal disease.

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

2 **SECTION 1.** In Colorado Revised Statutes, 25-1.5-108, **amend**
3 (1) (a); and **add** (5.5) as follows:

4 **25-1.5-108. Regulation of dialysis treatment clinics - training**
5 **for hemodialysis technicians - state board of health rules - definitions**
6 **- repeal.** (1) As used in this section, unless the context otherwise
7 requires:

8 (a) "Dialysis treatment clinic" means a health facility or a
9 department or unit of a licensed hospital that is planned, organized,
10 operated, and maintained to provide outpatient hemodialysis treatment to,
11 or hemodialysis training for home use of hemodialysis equipment. ~~by,~~
12 ~~end-stage renal disease patients.~~

13 (5.5) A DIALYSIS TREATMENT CLINIC SHALL NOT PROVIDE
14 OUTPATIENT HEMODIALYSIS TREATMENT TO A NON-END-STAGE RENAL
15 DISEASE PATIENT WITHOUT A REFERRAL FOR TREATMENT FROM A
16 BOARD-CERTIFIED OR BOARD-ELIGIBLE NEPHROLOGIST LICENSED AS A
17 PHYSICIAN IN COLORADO. WHEN MAKING THE REFERRAL, THE
18 NEPHROLOGIST AND OTHER LICENSED PHYSICIANS WHO CARED FOR THE
19 PATIENT IN THE HOSPITAL SHALL USE THEIR PROFESSIONAL JUDGMENT TO
20 DETERMINE WHEN THE PATIENT NO LONGER REQUIRES HOSPITALIZATION
21 AND MAY RECEIVE OUTPATIENT DIALYSIS.

22 **SECTION 2. Safety clause.** The general assembly hereby finds,
23 determines, and declares that this act is necessary for the immediate
24 preservation of the public peace, health, and safety.