

**First Regular Session
Seventieth General Assembly
STATE OF COLORADO**

REVISED

*This Version Includes All Amendments Adopted
on Second Reading in the Second House*

LLS NO. 15-0691.01 Kristen Forrestal x4217

HOUSE BILL 15-1182

HOUSE SPONSORSHIP

Lontine and Landgraf,

SENATE SPONSORSHIP

Aguilar, Lundberg

House Committees

Health, Insurance, & Environment

Senate Committees

Health & Human Services

A BILL FOR AN ACT

101 **CONCERNING THE EXPANSION OF THE SCOPE OF PRACTICE OF**
102 **CERTIFIED NURSE AIDES TO INCLUDE CERTAIN TASKS.**

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 allows a certified nurse aide who is deemed competent by a registered nurse to perform the following tasks:

- ! Digital stimulation, insertion of a suppository, or the use of an enema to stimulate a bowel movement;
- ! G-tube and j-tube feedings; and
- ! Placement in a client's mouth of presorted medication that

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
Amended 2nd Reading
March 17, 2015

HOUSE
3rd Reading Unamended
February 25, 2015

HOUSE
Amended 2nd Reading
February 24, 2015

has been boxed or packaged by a registered nurse, a licensed practical nurse, or a pharmacist.

A registered nurse who in good faith determines that a certified nurse aide is competent to perform the tasks is not liable for the actions of the certified nurse aide.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 12-38.1-108.5
3 as follows:

4 **12-38.1-108.5. Scope of practice.** (1) IN ADDITION TO ANY
5 NURSING TASKS DELEGATED TO A CERTIFIED NURSE AIDE PURSUANT TO
6 SECTION 12-38-132, A CERTIFIED NURSE AIDE WHO IS DEEMED COMPETENT
7 BY A REGISTERED NURSE LICENSED PURSUANT TO ARTICLE 38 OF THIS
8 TITLE MAY PERFORM THE FOLLOWING TASKS:

9 (a) DIGITAL STIMULATION, INSERTION OF A SUPPOSITORY, OR THE
10 USE OF AN ENEMA, OR ANY OTHER MEDICALLY ACCEPTABLE PROCEDURE
11 TO STIMULATE A BOWEL MOVEMENT;

12 (b) GASTROSTOMY-TUBE AND JEJUNOSTOMY-TUBE FEEDINGS; AND

13 (c) PLACEMENT IN A CLIENT'S MOUTH OF PRESORTED MEDICATION
14 THAT HAS BEEN BOXED OR PACKAGED BY A REGISTERED NURSE, A
15 LICENSED PRACTICAL NURSE, OR A PHARMACIST.

16 (2) THE BOARD SHALL PROMULGATE RULES CONCERNING THE
17 COMPETENCY REQUIREMENTS FOR A CERTIFIED NURSE AIDE TO PERFORM
18 THE TASKS LISTED IN SUBSECTION (1) OF THIS SECTION.

19 (3) THE DUTIES PERFORMED BY A CERTIFIED NURSE AIDE IN
20 PARAGRAPHS (a), (b), AND (c) OF SUBSECTION (1) OF THIS SECTION ARE
21 NOT CONSIDERED A DELEGATION OF NURSING TASKS PURSUANT TO
22 SECTION 12-38-132.

23 (4) A REGISTERED NURSE WHO IN GOOD FAITH DETERMINES THAT

1 A CERTIFIED NURSE AIDE IS COMPETENT TO PERFORM THE TASKS LISTED IN
2 SUBSECTION (1) OF THIS SECTION IS NOT LIABLE FOR THE ACTIONS OF THE
3 CERTIFIED NURSE AIDE IN THE PERFORMANCE OF THE TASKS.

4 **SECTION 2. Act subject to petition - effective date.** This act
5 takes effect at 12:01 a.m. on the day following the expiration of the
6 ninety-day period after final adjournment of the general assembly (August
7 5, 2015, if adjournment sine die is on May 6, 2015); except that, if a
8 referendum petition is filed pursuant to section 1 (3) of article V of the
9 state constitution against this act or an item, section, or part of this act
10 within such period, then the act, item, section, or part will not take effect
11 unless approved by the people at the general election to be held in
12 November 2016 and, in such case, will take effect on the date of the
13 official declaration of the vote thereon by the governor.