

**Second Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO**

REENGROSSED

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

LLS NO. 24-0657.01 Kristen Forrestal x4217

HOUSE BILL 24-1028

HOUSE SPONSORSHIP

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A BILL FOR AN ACT

101 **CONCERNING THE AUTHORIZATION FOR A MUNICIPALITY TO ALLOW**
102 **FOR THE OPERATION OF AN OVERDOSE PREVENTION CENTER**
103 **WITHIN ITS JURISDICTION.**

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>.)

The bill specifies that the governing body of a municipality, which includes a city, town, and city and county, may authorize the operation of an overdose prevention center within the municipality's boundaries for the purpose of saving the lives of persons at risk of preventable overdoses.

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.

HOUSE
3rd Reading Unamended
April 5, 2024

HOUSE
Amended 2nd Reading
April 3, 2024

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

2 **SECTION 1. Short title.** The short title of this act is the "Local
3 Control of Life-saving Overdose Prevention Centers Act".

4 **SECTION 2.** In Colorado Revised Statutes, **add** 31-15-906 as
5 follows:

6 **31-15-906. Authorization of overdose prevention centers -**

7 **definition.** (1) AS USED IN THIS SECTION, "OVERDOSE PREVENTION
8 CENTER" MEANS A FACILITY THAT IS DESIGNED TO PROVIDE:

9 (a) A SPACE FOR INDIVIDUALS TO USE PREVIOUSLY OBTAINED
10 CONTROLLED SUBSTANCES UNDER THE SUPERVISION OF HEALTH-CARE
11 PROFESSIONALS OR OTHER TRAINED STAFF FOR THE PURPOSE OF PROVIDING
12 LIFE-SAVING TREATMENT IN THE EVENT OF A POTENTIAL OVERDOSE;

13 (b) SUPPORT IN A MONITORED, NON-DISCRIMINATORY SETTING
14 THAT IS ACCESSIBLE TO INDIVIDUALS WITH DISABILITIES; AND

15 (c) LIFE-SAVING CARE TO INDIVIDUALS, INCLUDING ACCESS TO
16 STERILE CONSUMPTION EQUIPMENT, TOOLS TO TEST FOR THE PRESENCE OF
17 FENTANYL, COUNSELING, REFERRALS TO SUBSTANCE USE DISORDER
18 TREATMENT, AND OTHER HARM REDUCTION SERVICES.

19 (2) THE GOVERNING BODY OF A MUNICIPALITY MAY AUTHORIZE
20 THE OPERATION OF AN OVERDOSE PREVENTION CENTER WITHIN ITS
21 BOUNDARIES.

22 **SECTION 3. Safety clause.** The general assembly finds,
23 determines, and declares that this act is necessary for the immediate
24 preservation of the public peace, health, or safety or for appropriations for
25 the support and maintenance of the departments of the state and state
26 institutions.