

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

INTRODUCED

LLS NO. 15-0503.01 Jerry Barry x4341

HOUSE BILL 15-1082

HOUSE SPONSORSHIP

Melton, Buckner, Everett, Ginal, Neville P., Pabon, Rosenthal, Saine, Tate

SENATE SPONSORSHIP

(None),

House Committees

Public Health Care & Human Services

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING A LIMITATION ON WHEN A DISCIPLINARY ACTION MAY BE**
102 **COMMENCED AGAINST A MENTAL HEALTH PROFESSIONAL.**

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 requires that any disciplinary proceeding against a mental health professional must be commenced within 5 years after the alleged act or failure to act giving rise to the proceeding.

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

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.

1 **SECTION 1.** In Colorado Revised Statutes, 12-43-224, **amend**
2 (1) (a) as follows:

3 **12-43-224. Disciplinary proceedings - judicial review - mental**
4 **and physical examinations - multiple licenses.** (1) (a) A proceeding for
5 discipline of a licensee, registrant, or certificate holder may be
6 commenced when the board that licenses, registers, or certifies the
7 licensee, registrant, or certificate holder has reasonable grounds to believe
8 that the licensee, registrant, or certificate holder under the board's
9 jurisdiction has committed any act or failed to act pursuant to the grounds
10 established in section 12-43-222 or 12-43-226. A PROCEEDING FOR
11 DISCIPLINE MUST BE COMMENCED WITHIN FIVE YEARS AFTER THE ALLEGED
12 ACT OR FAILURE TO ACT GIVING RISE TO THE PROCEEDING.

13 **SECTION 2. Effective date - applicability.** This act takes effect
14 July 1, 2015, and applies to proceedings commenced on or after said date.

15 **SECTION 3. Safety clause.** The general assembly hereby finds,
16 determines, and declares that this act is necessary for the immediate
17 preservation of the public peace, health, and safety.