

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

INTRODUCED

LLS NO. 11-0497.01 Brita Darling

HOUSE BILL 11-1194

HOUSE SPONSORSHIP

Fields,

SENATE SPONSORSHIP

(None),

House Committees
Health and Environment

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING THE DEVELOPMENT OF A VOLUNTARY CERTIFICATION**
102 **PROCESS FOR TRAINING IN DEMENTIA CARE.**

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/billssummaries>.)

Contingent upon the receipt of sufficient gifts, grants, and donations, the Colorado Alzheimer's coordinating council (council) will develop a proposal for a statewide Alzheimer's disease and dementia care training certification program (certification program). The council will create a committee (committee) that will include certain members of 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.

council, as well as other members to assist in developing the certification program. The committee may include members representing the department of public health and environment, the state board of nursing, and a member representing the department of regulatory agencies.

Among the issues the committee will consider in developing recommendations for the certification program, the committee will consider the criteria for certification, as well as the agency responsible for the certification program and funding for the certification program.

On or before November 1, 2011, the committee will prepare a written report concerning its recommendation for the certification program, and the council will submit the report to the governor, and to the health and human services committee of the senate and the health and environment committee of the house of representatives.

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

2 **SECTION 1. Legislative declaration.** (1) The general assembly
3 hereby finds that:

4 (a) According to the final report of the Colorado Alzheimer's
5 coordinating council, hereinafter referred to as "the council", more than
6 110,000 Coloradans are projected to have Alzheimer's disease by 2025;

7 (b) The council identified dementia-specific training for family
8 caregivers, health care workers, and facility staff as a significant need
9 related to appropriately treating this emerging patient population.
10 Specific training in Alzheimer's disease and other dementias is critical
11 because of the unique nature of symptoms and the management of the
12 disease.

13 (c) The council strongly recommended the creation of a state
14 certification for training in Alzheimer's disease and dementia care for
15 facilities, agencies, and individuals;

16 (d) The creation of an Alzheimer's disease and dementia care
17 training certification program will stimulate dementia-specific training by
18 caregivers and health care workers across the state; and

1 (e) Alzheimer's disease and dementia care training certification
2 will provide valuable information to Colorado health care consumers
3 concerning the availability of Alzheimer's disease and dementia-specific
4 care.

5 (2) Therefore, the general assembly declares that it is appropriate
6 for the council, with input from additional members of the public, to
7 develop the process and criteria for a statewide Alzheimer's disease and
8 dementia care training certification program for facilities, agencies, and
9 individuals and make recommendations for implementation of the
10 certification program.

11 **SECTION 2.** 25-39-105 (1), Colorado Revised Statutes, is
12 amended, and the said 25-39-105 is further amended BY THE
13 ADDITION OF A NEW SUBSECTION, to read:

14 **25-39-105. Council duties and responsibilities - assessment of**
15 **Alzheimer's disease - development of plan.** (1) The council shall:

16 (a) Assess the current and future impact of Alzheimer's disease on
17 the residents of Colorado;

18 (b) Solicit and gather information necessary for review and
19 discussion by the council;

20 (c) Gather feedback from individuals and families affected by
21 Alzheimer's disease as well as from the general public;

22 (d) Review the availability of existing industries, services, and
23 resources addressing the needs of individuals with Alzheimer's disease,
24 their families, and their caregivers;

25 (e) Develop a strategy to mobilize a state response to the
26 increasing incidence of Alzheimer's disease in Colorado;

27 (f) Consider other issues related to Alzheimer's disease that are

1 identified by the council;

2 (g) Formulate a comprehensive state plan for addressing
3 Alzheimer's disease that includes a short- and long-term plan for
4 confronting the challenges presented by the rapid growth in the
5 Alzheimer's disease population; and

6 (h) Submit a report of its findings and date-specific
7 recommendations for statutory, administrative rule, and procedure
8 changes to the governor, general assembly, and participating state
9 departments in the form of a Colorado state plan for Alzheimer's disease;

10 AND

11 (i) PURSUANT TO SUBSECTION (2.5) OF THIS SECTION, AND
12 CONDITIONED UPON RECEIPT OF SUFFICIENT GIFTS, GRANTS, AND
13 DONATIONS, NO LATER THAN NOVEMBER 1, 2011, RECOMMEND A
14 PROPOSAL FOR A STATEWIDE ALZHEIMER'S DISEASE AND DEMENTIA CARE
15 TRAINING CERTIFICATION PROGRAM, REFERRED TO IN THIS SECTION AS THE
16 "TRAINING CERTIFICATION PROGRAM", FOR THE CARE OF PERSONS WITH
17 ALZHEIMER'S DISEASE AND DEMENTIA AND RECOMMENDATIONS FOR
18 IMPLEMENTATION OF THE TRAINING CERTIFICATION PROGRAM.

19 (2.5) (a) CONDITIONED UPON RECEIPT OF SUFFICIENT GIFTS,
20 GRANTS, AND DONATIONS, THE COUNCIL SHALL ESTABLISH A
21 SUBCOMMITTEE OF ITS MEMBERS AND OTHERS, REFERRED TO IN THIS
22 SUBSECTION (2.5) AS THE "COMMITTEE", TO DEVELOP THE
23 RECOMMENDATIONS FOR THE TRAINING CERTIFICATION PROGRAM.

24 (b) THE COMMITTEE SHALL BE APPOINTED BY THE CHAIR AND
25 VICE-CHAIR OF THE COUNCIL AND SHALL INCLUDE ANY NECESSARY
26 COUNCIL MEMBERS AND OTHERS TO ASSIST IN DEVELOPING THE TRAINING
27 CERTIFICATION PROGRAM, WHICH OTHER MEMBERS MAY INCLUDE, BUT

1 NEED NOT BE LIMITED TO:

2 (I) A MEMBER OR MEMBERS REPRESENTING THE DEPARTMENT OF
3 PUBLIC HEALTH AND ENVIRONMENT THAT WORK IN THE AREA OF HOSPITAL
4 AND HEALTH FACILITY LICENSING;

5 (II) A MEMBER REPRESENTING THE DIVISION OF REGISTRATIONS IN
6 THE DEPARTMENT OF REGULATORY AGENCIES;

7 (III) A MEMBER OR MEMBERS REPRESENTING THE STATE BOARD OF
8 NURSING.

9 (c) IN DEVELOPING THE RECOMMENDATIONS FOR THE TRAINING
10 CERTIFICATION PROGRAM, THE COMMITTEE SHALL CONSIDER, AT A
11 MINIMUM, THE FOLLOWING ISSUES:

12 (I) THE STANDARDS FOR TRAINING CURRICULUM AND HOW
13 CURRICULUM WOULD BE APPROVED;

14 (II) WHETHER THE TRAINING CERTIFICATION PROGRAM WILL APPLY
15 TO FACILITIES OR AGENCIES OR TO INDIVIDUAL STAFF MEMBERS OR ANY
16 COMBINATION THEREOF;

17 (III) THE PERCENTAGE OF FACILITY OR AGENCY STAFF WHO SHALL
18 RECEIVE TRAINING IN ORDER FOR THE FACILITY OR AGENCY TO QUALIFY
19 FOR THE TRAINING CERTIFICATION PROGRAM, HOW EMPLOYEE TURNOVER
20 WILL AFFECT CERTIFICATION, AND THE TIMELINE FOR TRAINING NEW AND
21 EXISTING EMPLOYEES;

22 (IV) THE AGENCY OR ORGANIZATION THAT SHALL PROVIDE
23 OVERSIGHT OR REVIEW OF THE TRAINING CERTIFICATION PROGRAM;

24 (V) THE TIME FRAME FOR IMPLEMENTATION OF THE TRAINING
25 CERTIFICATION PROGRAM WITH RESPECT TO FACILITIES, AGENCIES, AND
26 INDIVIDUALS, INCLUDING ANY RECOMMENDATION FOR A TIERED
27 IMPLEMENTATION OF THE TRAINING CERTIFICATION PROGRAM;

1 (VI) HOW INFORMATION CONCERNING A FACILITY'S, AGENCY'S, OR
2 INDIVIDUAL'S ALZHEIMER'S DISEASE AND DEMENTIA CARE TRAINING
3 CERTIFICATION SHALL BE MADE AVAILABLE TO INTERESTED PERSONS; AND

4 (VII) HOW TO FUND ANY COSTS ASSOCIATED WITH THE TRAINING
5 CERTIFICATION PROGRAM.

6 (d) THE COMMITTEE SHALL PREPARE A WRITTEN REPORT
7 CONCERNING THE RECOMMENDATIONS FOR THE TRAINING CERTIFICATION
8 PROGRAM PROPOSED BY THE COMMITTEE, INCLUDING THE PROPOSED TIME
9 FRAME FOR IMPLEMENTATION OF THE TRAINING CERTIFICATION PROGRAM
10 AND ANY LEGISLATION NECESSARY TO IMPLEMENT THE TRAINING
11 CERTIFICATION PROGRAM. THE COUNCIL SHALL SUBMIT THE COMMITTEE'S
12 WRITTEN REPORT PURSUANT TO THE PROVISIONS OF SECTION 25-39-106
13 (3).

14 **SECTION 3.** 25-39-106, Colorado Revised Statutes, is amended
15 BY THE ADDITION OF A NEW SUBSECTION to read:

16 **25-39-106. Council report - joint legislative meeting.** (3) NO
17 LATER THAN NOVEMBER 1, 2011, THE COUNCIL SHALL SUBMIT A WRITTEN
18 REPORT TO THE HEALTH AND HUMAN SERVICES COMMITTEE OF THE
19 SENATE, OR ANY SUCCESSOR COMMITTEE, THE HEALTH AND ENVIRONMENT
20 COMMITTEE OF THE HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR
21 COMMITTEE, AND THE GOVERNOR CONCERNING A STATEWIDE
22 ALZHEIMER'S DISEASE AND DEMENTIA CARE TRAINING CERTIFICATION
23 PROGRAM PROPOSED BY A COMMITTEE OF THE COUNCIL PURSUANT TO
24 SECTION 25-39-105 (2.5), INCLUDING THE PROPOSED TIME FRAME FOR
25 IMPLEMENTATION OF THE TRAINING CERTIFICATION PROGRAM AND ANY
26 LEGISLATION NECESSARY TO IMPLEMENT THE TRAINING CERTIFICATION
27 PROGRAM.

1 **SECTION 4. Act subject to petition - effective date.** This act
2 shall take effect at 12:01 a.m. on the day following the expiration of the
3 ninety-day period after final adjournment of the general assembly (August
4 10, 2011, if adjournment sine die is on May 11, 2011); except that, if a
5 referendum petition is filed pursuant to section 1 (3) of article V of the
6 state constitution against this act or an item, section, or part of this act
7 within such period, then the act, item, section, or part shall not take effect
8 unless approved by the people at the general election to be held in
9 November 2012 and shall take effect on the date of the official
10 declaration of the vote thereon by the governor.