

HOUSE COMMITTEE OF REFERENCE REPORT

Chair of Committee

May 5, 2026
Date

Committee on Appropriations.

After consideration on the merits, the Committee recommends the following:

HB26-1425 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

- 1 Amend printed bill, page 5, line 13, strike "TECHNICIAN" and substitute
- 2 "TECHNICIAN", "APPLIED BEHAVIOR ANALYSIS TECHNICIAN", "BOARD
- 3 CERTIFIED AUTISM TECHNICIAN", OR "REGISTERED BEHAVIOR
- 4 TECHNICIAN".

- 5 Page 5, line 16, strike "TECHNICIAN" and substitute "TECHNICIAN, APPLIED
- 6 BEHAVIOR ANALYSIS TECHNICIAN, BOARD CERTIFIED AUTISM TECHNICIAN,
- 7 OR REGISTERED BEHAVIOR TECHNICIAN".

- 8 Page 5, line 19, strike "THE BEHAVIOR TECHNICIAN'S" and substitute
- 9 "THEIR".

- 10 Page 5, strike lines 24 through 27.

- 11 Page 6, strike lines 1 through 7.

- 12 Renumber succeeding subsections accordingly.

- 13 Page 6, line 9, strike "BOARD" and substitute "BOARD, THE QUALIFIED
- 14 APPLIED BEHAVIOR ANALYSIS CREDENTIALING BOARD,".

- 15 Page 6, line 18, strike "ANALYST OR" and substitute "ANALYST,".

- 16 Page 6, line 19, strike "ANALYST-DOCTORAL" and substitute
- 17 "ANALYST-DOCTORAL, OR QUALIFIED BEHAVIOR ANALYST, OR WHO HAS
- 18 ANOTHER CERTIFICATION AS DETERMINED BY THE BOARD,".

- 19 Page 6, line 27, strike "ANALYSTS TO" and substitute "ANALYSTS;".

1 Page 7, strike lines 1 through 4 and substitute:

2 "(II) ONE LICENSED ASSISTANT BEHAVIOR ANALYST; AND
3 (III) ONE PUBLIC MEMBER."

4 Page 7, after line 16 insert:

5 "(III) EXCEPT AS PROVIDED IN SUBSECTION (1)(b)(IV) OF THIS
6 SECTION, THE TERM OF APPOINTMENT FOR EACH MEMBER OF THE BOARD
7 IS THREE YEARS.

8 (IV) (A) THE INITIAL TERM OF APPOINTMENT OF TWO OF THE
9 LICENSED BEHAVIORAL ANALYSTS APPOINTED PURSUANT TO SUBSECTION
10 (1)(a)(I) OF THIS SECTION IS TWO YEARS, WITH THE INITIAL TERM OF
11 APPOINTMENT FOR THE REMAINING MEMBERS OF THE BOARD BEING THREE
12 YEARS.

13 (B) THIS SUBSECTION (1)(b)(IV) IS REPEALED, EFFECTIVE
14 DECEMBER 1, 2030."

15 Page 9, line 13, strike "12-247-113," and substitute "12-247-115,".

16 Page 10, line 1, strike "12-247-113" and substitute "12-247-115".

17 Page 10, line 2, strike "PROFESSIONAL" and substitute "LICENSED".

18 Page 10, strike line 11 and substitute "**application.**".

19 Page 10, line 14, strike "BY RULE".

20 Page 10, line 16, strike "ANALYST OR" and substitute "ANALYST,".

21 Page 10, line 17, strike "ANALYST-DOCTORAL;" and substitute
22 "ANALYST-DOCTORAL, OR QUALIFIED BEHAVIOR ANALYST OR HAVE
23 ANOTHER CERTIFICATION AS DETERMINED BY THE BOARD;".

24 Page 10, line 24, strike "12-247-115." and substitute "12-247-117.".

25 Page 10, strike line 26 and substitute "**qualifications - application.**".

26 Page 11, line 2, strike "BY RULE".

27 Page 11, line 5, strike "ANALYST;" and substitute "ANALYST OR QUALIFIED
28 AUTISM SERVICE PRACTITIONER-SUPERVISOR OR HAVE ANOTHER

1 CERTIFICATION AS DETERMINED BY THE BOARD; AND".

2 Page 11, line 7, strike "12-247-109; AND" and substitute "12-247-109".

3 Page 11, strike lines 8 through 10.

4 Page 11, line 15, strike "12-247-115." and substitute "12-247-117".

5 Page 12, strike lines 21 and 22 and substitute "DEPARTMENT".

6 Page 12, line 23, strike "CHECK".

7 Page 14, after line 12 insert:

8 **"12-247-113. Scope of practice - licensed behavioral analysts.**

9 (1) (a) THE PRACTICE OF BEHAVIORAL ANALYSIS INCLUDES THE
10 DESIGN, IMPLEMENTATION, AND EVALUATION OF ENVIRONMENTAL
11 MODIFICATIONS USING BEHAVIORAL STIMULI AND CONSEQUENCES TO
12 PRODUCE SOCIALLY SIGNIFICANT IMPROVEMENT IN HUMAN BEHAVIOR,
13 INCLUDING THE USE OF DIRECT OBSERVATION, MEASUREMENT, AND
14 FUNCTIONAL ANALYSIS OF THE RELATIONSHIP BETWEEN ENVIRONMENT
15 AND BEHAVIOR, FOR THE PURPOSE OF PROVIDING TREATMENT.

16 (b) THE PRACTICE OF BEHAVIORAL ANALYSIS MAY INCLUDE OTHER
17 PRACTICES AS DEFINED BY THE BOARD.

18 (2) A LICENSED BEHAVIORAL ANALYST SHALL SUPERVISE AN
19 APPROPRIATE NUMBER OF ASSISTANT BEHAVIORAL ANALYSTS OR
20 BEHAVIORAL TECHNICIANS AT A TIME AS DETERMINED BY THE BOARD.

21 (3) (a) A LICENSED BEHAVIOR ANALYST SHALL DEVELOP AN
22 INDIVIDUALIZED TREATMENT PLAN FOR APPLIED BEHAVIOR ANALYSIS
23 THAT WILL GUIDE RECOMMENDATIONS FOR TREATMENT GOALS,
24 TREATMENT INTENSITY, AND SERVICE DELIVERY.

25 (b) AN INDIVIDUALIZED TREATMENT PLAN DESCRIBED IN
26 SUBSECTION (3)(a) OF THIS SECTION MUST IDENTIFY AND DEVELOP
27 OBJECTIVE AND MEASURABLE TREATMENT GOALS TO ADDRESS PROBLEM
28 AREAS THAT WERE IDENTIFIED THROUGH THE USE OF STANDARDIZED
29 CRITERIA REFERENCED BY THE PLAN OR OTHER ASSESSMENTS FOR INITIAL
30 AND ONGOING ASSESSMENT AND PROGRESS MONITORING. THE TREATMENT
31 GOALS SHALL BE DEFINED APPROPRIATE TO PROPOSED TREATMENT
32 INTENSITY AND SERVICE DELIVERY."

33 Page 14, before line 13 insert:

34 **"12-247-114. Scope of practice - licensed assistant behavioral**

- 1 **analysts - rules.**
2 A LICENSED ASSISTANT BEHAVIORAL ANALYST MAY PERFORM ANY
3 FUNCTION A LICENSED BEHAVIORAL ANALYST IS AUTHORIZED TO PERFORM
4 IF THE FUNCTION IS PERFORMED UNDER THE SUPERVISION OF A LICENSED
5 BEHAVIORAL ANALYST, WHICH SUPERVISION THE BOARD SHALL DEFINE BY
6 RULE."
- 7 Renumber succeeding C.R.S. sections accordingly.
- 8 Page 16, line 3, after "THAN" insert "THE STUDENTS OF".
- 9 Page 16, line 7, strike "**competency.**" and substitute "**competency -**
10 **rules.**"
- 11 Page 16, line 12, strike "CREDENTIAL, INCLUDING PROFESSIONAL" and
12 substitute "CREDENTIAL AND IN ACCORDANCE WITH RULES ADOPTED BY
13 THE BOARD."
- 14 Page 16, strike lines 13 through 15.
- 15 Page 17, strike lines 9 through 15.
- 16 Renumber succeeding subsections accordingly.
- 17 Page 18, line 14, strike "12-247-119;" and substitute "12-247-121;".
- 18 Page 18, line 17, strike "12-247-118;" and substitute "12-247-120;".
- 19 Page 18, line 18, strike "12-247-114" and substitute "12-247-116".
- 20 Page 20, line 17, after "THIRTY" insert "CALENDAR".
- 21 Page 20, line 18, strike "(4)(b)" and substitute "(3)(b)".
- 22 Page 20, line 22, after "THIRTY" insert "CALENDAR".
- 23 Page 20, line 26, after "THIRTY-FIRST" insert "CALENDAR".
- 24 Page 20, line 27, strike "(4)(b)" and substitute "(3)(b)".
- 25 Page 21, line 12, strike "(5)" and substitute "(4)".
- 26 Page 21, strike lines 21 through 24.

- 1 Renumber succeeding subsections accordingly.
- 2 Page 22, line 11, strike "(1)(b), UNLESS THE" and substitute "(1)(b).".
- 3 Page 26, line 23, strike "(7)" and substitute "(4)".
- 4 Page 30, line 15, strike "~~three years of age AT~~" and substitute "three years
5 ~~of age~~ OLD".
- 6 Page 30, line 16, strike "LEAST EIGHTEEN MONTHS OLD".
- 7 Page 30 line 22, strike "EIGHTEEN MONTHS" and substitute "THREE
8 YEARS".
- 9 Page 31, line 25, strike "(9)" and substitute "(6)".
- 10 Page 40, line 18, strike "CHILD CARE;" and substitute "THE TREATMENT
11 AND CARE OF CHILDREN;".
- 12 Page 40, line 20, strike "CARE" and substitute "TREATMENT".
- 13 Page 40, line 23, strike "SUPERVISION" and substitute "TREATMENT".
- 14 Page 41, line 2, strike "CHILDREN;" and substitute "CHILDREN, INCLUDING
15 PROVISIONS TO ENSURE THE RECORD-KEEPING REQUIREMENTS DO NOT
16 CONFLICT WITH FEDERAL CENTERS FOR MEDICARE AND MEDICAID
17 SERVICES REGULATIONS;".
- 18 Page 41, line 4, after "CHILDREN;" insert "AND".
- 19 Page 41, line 5, strike "MEDICATION; AND" substitute "MEDICATION.".
- 20 Page 41, strike lines 6 and 7.
- 21 Page 51, after line 19 insert:

22 **SECTION 22. Appropriation.** (1) For the 2026-27 state fiscal
23 year, \$50,000 is appropriated to the department of health care policy and
24 financing. This appropriation is from the general fund. To implement this
25 act, the department may use this appropriation for medicaid management
26 information system maintenance and projects.
27 (2) For the 2026-27 state fiscal year, the general assembly
28 anticipates that the department of health care policy and financing will

1 receive \$50,000 in federal funds for medicaid management information
2 system maintenance and projects to implement this act. The appropriation
3 in subsection (1) of this section is based on the assumption that the
4 department will receive this amount of federal funds, which is subject to
5 the "(I)" notation as defined in the annual general appropriation act for the
6 same fiscal year.

7 (3) For the 2026-27 state fiscal year, \$1,294,460 is appropriated
8 to the department of human services for use by the division of child
9 welfare. This appropriation is from the general fund and is based on an
10 assumption that the division will require an additional 15.0 FTE. To
11 implement this act, the division may use this appropriation for
12 administration.

13 (4) For the 2026-27 state fiscal year, the general assembly
14 anticipates that the department of human services will receive \$176,517
15 in federal funds for administration related to the division of child welfare
16 to implement this act. The appropriation in subsection (3) of this section
17 is based on the assumption that the division will receive this amount of
18 federal funds, which is subject to the "(I)" notation as defined in the
19 annual general appropriation act for the same fiscal year.

20 (5) For the 2026-27 state fiscal year, \$261,833 is appropriated to
21 the department of regulatory agencies. This appropriation is from the
22 division of professions and occupations cash fund created in section 12-
23 20-105 (3), C.R.S. To implement this act, the department may use this
24 appropriation as follows:

25 (a) \$176,038 for use by the division of professions and
26 occupations for personal services, which amount is based on an
27 assumption that the division will require an additional 2.0 FTE;

28 (b) \$16,560 for use by the division of professions and occupations
29 for operating expenses; and

30 (c) \$69,235 for the purchase of legal services.

31 (6) For the 2026-27 state fiscal year, \$69,235 is appropriated to
32 the department of law. This appropriation is from reappropriated funds
33 received from the department of regulatory agencies under subsection
34 (5)(c) of this section and is based on an assumption that the department
35 of law will require an additional 0.3 FTE. To implement this act, the
36 department of law may use this appropriation to provide legal services for
37 the department of regulatory agencies."

38 Renumber succeeding sections accordingly.

39 Page 51, line 22, strike "12-247-116," and substitute "12-247-118,".

40 Page 1, line 102, strike "SERVICES." and substitute "SERVICES, AND, IN

1 CONNECTION THEREWITH, MAKING AN APPROPRIATION."

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