

CHAPTER 328

PROFESSIONS AND OCCUPATIONS

HOUSE BILL 26-1324

BY REPRESENTATIVE(S) McCormick and Gilchrist, Lindsay, McCluskie, Duran, Marshall;
also SENATOR(S) Daugherty, Kipp, Coleman.

AN ACT

CONCERNING REGULATION OF THE DIVISION OF PROFESSIONS AND OCCUPATIONS, AND, IN CONNECTION THEREWITH, IMPLEMENTING RECOMMENDATIONS CONTAINED IN THE 2025 SUNSET REPORT BY THE DEPARTMENT OF REGULATORY AGENCIES.

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

SECTION 1. In Colorado Revised Statutes, 12-20-102, **amend** (1); and **add** (1.5) as follows:

12-20-102. Definitions.

As used in this title 12, unless the context otherwise requires:

(1) ~~"Applicant" means a person applying, pursuant to a part or article of this title 12, for a new license, certification, or registration or to renew, reinstate, or reactivate a license, certification, or registration that is authorized pursuant to that part or article~~ (a) "ADMINISTRATIVE TASK" MEANS A TASK THAT IS MINISTERIAL OR ADMINISTRATIVE IN NATURE, THAT HAS A FIXED AND CERTAIN STANDARD, AND THAT DOES NOT REQUIRE A SUBORDINATE EMPLOYEE TO EXERCISE SIGNIFICANT JUDGMENT OR DISCRETION.

(b) "ADMINISTRATIVE TASK" DOES NOT INCLUDE DISCIPLINARY ACTION TAKEN PURSUANT TO SECTION 12-20-404.

(1.5) "APPLICANT" MEANS A PERSON APPLYING, PURSUANT TO A PART OR ARTICLE OF THIS TITLE 12, FOR A NEW LICENSE, CERTIFICATION, OR REGISTRATION OR TO RENEW, REINSTATE, OR REACTIVATE A LICENSE, CERTIFICATION, OR REGISTRATION THAT IS AUTHORIZED PURSUANT TO THAT PART OR ARTICLE.

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

SECTION 2. In Colorado Revised Statutes, **add** 12-20-409 as follows:

12-20-409. Delegation of administrative tasks.

(1) A REGULATOR MAY DELEGATE AUTHORITY FOR ADMINISTRATIVE TASKS AUTHORIZED BY THIS TITLE 12 OR OTHER TASKS SPECIFICALLY AUTHORIZED THROUGH THE POLICY OF A BOARD OR COMMISSION TO A DESIGNEE AT THE REGULATOR'S DISCRETION.

(2) NOTWITHSTANDING SUBSECTION (1) OF THIS SECTION, UNLESS A REGULATOR IDENTIFIES SPECIFIC CRITERIA TO GOVERN THE REGULATOR'S DELEGATE IN MAKING A DETERMINATION, A REGULATOR SHALL NOT DELEGATE THE FOLLOWING TASKS:

(a) COMMENCEMENT OF A HEARING ON AN ORDER TO SHOW CAUSE IN ACCORDANCE WITH SECTION 12-20-405 (2)(c)(I); OR

(b) APPLICATION FOR INJUNCTION IN ACCORDANCE WITH SECTION 12-20-406.

(3) ALL TASKS DELEGATED PURSUANT TO THIS SECTION BY A REGULATOR THAT IS NOT THE DIRECTOR MUST BE RATIFIED AT THE NEXT MEETING OF THE RELEVANT REGULATORY BOARD OR COMMISSION.

SECTION 3. In Colorado Revised Statutes, 12-20-404, **amend** (4)(a), (4)(b)(I), and (5)(a) as follows:

12-20-404. Disciplinary actions - regulator powers - disposition of fines - mistreatment of at-risk adult - exceptions - definitions.

(4) Letter of admonition.

(a) When a complaint or investigation discloses an instance of misconduct that, in the opinion of a regulator, does not warrant formal action by the regulator but that should not be dismissed as being without merit, the regulator may issue and send a letter of admonition to the licensee, certificate holder, or registrant. A LETTER SENT PURSUANT TO THIS SUBSECTION (4)(a) MAY BE SENT BY EMAIL IF THE LICENSEE, CERTIFICATE HOLDER, OR REGISTRANT CONFIRMS RECEIPT OF THE EMAIL WITHIN SEVEN CALENDAR DAYS. IF THE LICENSEE, CERTIFICATE HOLDER, OR REGISTRANT DOES NOT CONFIRM RECEIPT OF THE EMAIL WITHIN SEVEN CALENDAR DAYS, THE REGULATOR SHALL SEND THE LETTER OF ADMONITION THROUGH FIRST-CLASS UNITED STATES MAIL.

(b) (I) When a regulator sends a letter of admonition to a licensee, certificate holder, or registrant pursuant to subsection (4)(a) of this section, the regulator shall also advise the licensee, certificate holder, or registrant that the person has the right to request in writing, within ~~twenty~~ TWENTY-FIVE CALENDAR days after ~~receipt~~ ISSUANCE of the letter, that the regulator initiate formal disciplinary proceedings to adjudicate the propriety of the conduct upon which the letter of admonition is based.

(5) Confidential letter of concern.

(a) When a complaint or investigation discloses an instance of conduct that does not warrant formal action by a regulator and, in the opinion of the regulator, should be dismissed, but the regulator has noticed indications of possible errant conduct by the licensee, certificate holder, or registrant that could lead to serious consequences if not corrected, the regulator may or shall, in accordance with the part or article of this title 12 governing the particular profession or occupation, send the licensee, certificate holder, or registrant a confidential letter of concern. A LETTER SENT PURSUANT TO THIS SUBSECTION (5)(a) MAY BE SENT BY EMAIL IF THE LICENSEE, CERTIFICATE HOLDER, OR REGISTRANT CONFIRMS RECEIPT OF THE EMAIL WITHIN SEVEN CALENDAR DAYS. IF THE LICENSEE, CERTIFICATE HOLDER, OR REGISTRANT DOES NOT CONFIRM RECEIPT OF THE EMAIL WITHIN SEVEN CALENDAR DAYS, THE REGULATOR SHALL SEND THE CONFIDENTIAL LETTER OF CONCERN THROUGH FIRST-CLASS UNITED STATES MAIL.

SECTION 4. In Colorado Revised Statutes, 12-20-202, **add** (7) as follows:

12-20-202. Licenses, certifications, and registrations - renewal - reinstatement - fees - occupational credential portability program - exceptions for military personnel, spouses, gold star military spouses, and dependents - rules - consideration of criminal convictions or driver's history - executive director authority - email communications - definitions.

(7) **Email communications.** NOTWITHSTANDING ANY OTHER PROVISION OF THIS TITLE 12, A REGULATOR MAY PROVIDE COMMUNICATIONS REQUIRED BY THIS TITLE 12 THROUGH EMAIL. FOR A DISCIPLINARY ACTION TAKEN PURSUANT TO SECTION 12-20-404, THE REGULATOR MAY PROVIDE COMMUNICATIONS THROUGH EMAIL IF THE LICENSEE, CERTIFICATE HOLDER, OR REGISTRANT CONFIRMS RECEIPT OF THE EMAIL WITHIN SEVEN CALENDAR DAYS. IF THE LICENSEE, CERTIFICATE HOLDER, OR REGISTRANT DOES NOT CONFIRM RECEIPT OF THE EMAIL WITHIN SEVEN CALENDAR DAYS, THE REGULATOR SHALL SEND THE COMMUNICATIONS THROUGH FIRST-CLASS UNITED STATES MAIL.

SECTION 5. In Colorado Revised Statutes, 12-20-405, **amend** (2)(b) as follows:

12-20-405. Cease-and-desist orders.

(2) (b) The regulator shall promptly notify the person of the issuance of the order to show cause and shall include in the notice a copy of the order, the factual and legal basis for the order, and the date set by the regulator for a hearing on the order. The regulator may serve the notice by EMAIL, BY personal service, by first-class United States mail, postage prepaid, or as may be practicable upon any person against whom the order is issued. Personal service or proof of receipt of mailing of an order or document pursuant to this subsection (2)(b) constitutes notice to the person of the existence and contents of the order or document. IF THE REGULATOR SENDS THE NOTICE THROUGH EMAIL, THE REGULATOR SHALL REQUEST THAT THE PERSON CONFIRM RECEIPT OF THE EMAIL WITHIN SEVEN CALENDAR DAYS. IF THE PERSON DOES NOT CONFIRM RECEIPT OF THE EMAIL WITHIN SEVEN CALENDAR DAYS, THE REGULATOR SHALL SEND THE NOTICE THROUGH PERSONAL SERVICE OR FIRST-CLASS UNITED STATES MAIL, POSTAGE PREPAID.

SECTION 6. In Colorado Revised Statutes, 12-110-111, **amend** (2)(b)(IV) as follows:

12-110-111. Grounds for discipline.

(2) (b) Upon completing an investigation in accordance with section 12-20-403, the director shall make one of the following findings:

(IV) The investigation discloses an instance of conduct that does not warrant formal action but should not be dismissed as being without merit. If this finding is made, the director may send a letter of admonition to the licensee in accordance with section 12-20-404 (4). ~~by certified mail.~~

SECTION 7. In Colorado Revised Statutes, 12-100-124, **amend** (2)(b)(IV) as follows:

12-100-124. Investigations - findings - board actions - confidentiality of complaints.

(2) (b) Upon completing an investigation, the board shall make one of the following findings:

(IV) The investigation discloses an instance of conduct that does not warrant formal action but should not be dismissed as being without merit. If this finding is made, the board may send a letter of admonition in accordance with section 12-20-404 (4) to the licensee or registrant by certified mail OR EMAIL.

SECTION 8. In Colorado Revised Statutes, 12-20-206, **amend** (2) as follows:

12-120-206. Disciplinary actions - grounds for discipline.

(2) The board may issue and send a letter of admonition by first-class mail OR EMAIL to a professional engineer or engineer-intern at the individual's last-known address under the circumstances specified in and in accordance with section 12-20-404 (4).

SECTION 9. In Colorado Revised Statutes, 12-120-306, **amend** (2) as follows:

12-120-306. Disciplinary actions - grounds for discipline.

(2) The board may issue and send a letter of admonition by first-class mail OR EMAIL to a professional land surveyor or land surveyor-intern at the individual's last-known address under the circumstances specified in and in accordance with section 12-20-404 (4).

SECTION 10. In Colorado Revised Statutes, 12-120-406, **amend** (2) as follows:

12-120-406. Disciplinary actions - grounds for discipline.

(2) The board may issue and send a letter of admonition by first-class mail OR EMAIL to a licensee at the licensee's last-known address under the circumstances specified in and in accordance with section 12-20-404 (4).

SECTION 11. In Colorado Revised Statutes, 12-130-113, **amend** (2) and (3) as follows:

12-130-113. Disciplinary actions by board - procedures.

(2) The board may issue and send to a licensee, by certified mail OR EMAIL, a written letter of admonition under the circumstances specified in and in accordance with section 12-20-404 (4).

(3) The board may send a confidential letter of concern to a licensee under the circumstances specified in section 12-20-404 (5). The confidential letter of concern and notice of the issuance of the letter shall be sent to the licensee by certified mail OR EMAIL. Issuance of a confidential letter of concern shall not be construed to be discipline.

SECTION 12. In Colorado Revised Statutes, 12-155-123, **amend** (3)(b) as follows:

12-155-123. Violation - fines - rules.

(3) (b) A citation or copy of a citation issued pursuant to this section may be served by certified mail, BY EMAIL, or in person by the program director or the program director's designee upon a person or the person's agent in accordance with rule 4 of the Colorado rules of civil procedure. IF THE PROGRAM DIRECTOR OR THE PROGRAM DIRECTOR'S DESIGNEE SENDS THE NOTICE THROUGH EMAIL, THE PROGRAM DIRECTOR OR THE PROGRAM DIRECTOR'S DESIGNEE SHALL REQUEST THAT THE PERSON CONFIRM RECEIPT OF THE EMAIL WITHIN SEVEN CALENDAR DAYS. IF THE PERSON DOES NOT CONFIRM RECEIPT OF THE EMAIL WITHIN SEVEN CALENDAR DAYS, THE PROGRAM DIRECTOR OR THE PROGRAM DIRECTOR'S DESIGNEE SHALL SEND THE NOTICE THROUGH FIRST-CLASS UNITED STATES MAIL.

SECTION 13. In Colorado Revised Statutes, 12-200-110, **amend** (2)(c) as follows:

12-200-110. Disciplinary authority and proceedings.

(2) Disciplinary actions may consist of the following:

(c) Issuing and sending a letter of admonition by first-class mail OR EMAIL to the licensee under the circumstances specified in and in accordance with section 12-20-404 (4); and

SECTION 14. In Colorado Revised Statutes, 12-215-118, **amend** (7) as follows:

12-215-118. Disciplinary proceedings.

(7) The board may send a letter of admonition by certified mail OR EMAIL to a chiropractor against whom a complaint was made under the circumstances specified in and in accordance with section 12-20-404 (4) and shall also send a copy of the letter of admonition to the person making the complaint.

SECTION 15. In Colorado Revised Statutes, 12-240-125, **amend (4)(a)(I)** as follows:

12-240-125. Disciplinary action by board - rules.

(4) (a) (I) Written complaints relating to the conduct of a licensee licensed or authorized to practice medicine in this state may be made by any person or may be initiated by an inquiry panel of the board on its own motion. The licensee complained of shall be given notice by first-class mail OR EMAIL of the nature of the complaint and shall be given thirty days to answer or explain in writing the matters described in such complaint. Upon receipt of the licensee's answer or at the conclusion of thirty days, whichever occurs first, the inquiry panel may take further action as set forth in subsection (4)(a)(II) of this section. IF THE INQUIRY PANEL SENDS THE NOTICE THROUGH EMAIL, THE INQUIRY PANEL SHALL REQUEST THAT THE LICENSEE CONFIRM RECEIPT OF THE EMAIL WITHIN SEVEN CALENDAR DAYS. IF THE LICENSEE DOES NOT CONFIRM RECEIPT OF THE EMAIL WITHIN SEVEN CALENDAR DAYS, THE INQUIRY PANEL SHALL SEND THE NOTICE THROUGH FIRST-CLASS UNITED STATES MAIL.

SECTION 16. In Colorado Revised Statutes, 12-245-225, **amend (1)(a)** as follows:

12-245-225. Authority of boards - cease-and-desist orders - rules - fines.

(1) If a licensee, registrant, or certificate holder violates any provision of section 12-245-224, the board that licenses, registers, or certifies the licensee, registrant, or certificate holder may, in accordance with section 12-20-404:

(a) Issue and send, by certified mail OR EMAIL, a letter of admonition to a licensee, registrant, or certificate holder under the circumstances specified in and in accordance with section 12-20-404 (4);

SECTION 17. In Colorado Revised Statutes, 12-255-119, **amend (3)(a)(II)** as follows:

12-255-119. Disciplinary procedures of the board - inquiry and hearings panels - mental and physical examinations - definitions - rules.

(3) (a) (II) Written complaints relating to the conduct of a nurse licensed or authorized to practice nursing in this state or relating to the conduct of a certified midwife licensed or authorized to practice as a certified midwife in this state may be made by any person or may be initiated by an inquiry panel of the board on its own motion. Unless the board determines the complaint to be without merit of investigation, the board shall give notice of the complaint to the nurse or certified midwife complained of, by first-class mail OR EMAIL, and shall state in the notice the nature of the complaint and that the failure to respond in a materially factual and

timely manner constitutes grounds for discipline. The nurse or certified midwife complained of shall be given thirty days to answer or explain in writing the matters described in the complaint. Upon receipt of the nurse's or certified midwife's answer or at the conclusion of thirty days, whichever occurs first, the inquiry panel may take further action as set forth in subsection (3)(a)(III) of this section. IF THE BOARD SENDS THE NOTICE THROUGH EMAIL, THE BOARD SHALL REQUEST THAT THE NURSE OR CERTIFIED MIDWIFE CONFIRM RECEIPT OF THE EMAIL WITHIN SEVEN CALENDAR DAYS. IF THE NURSE OR CERTIFIED MIDWIFE DOES NOT CONFIRM RECEIPT OF THE EMAIL WITHIN SEVEN CALENDAR DAYS, THE BOARD SHALL SEND THE NOTICE THROUGH FIRST-CLASS UNITED STATES MAIL.

SECTION 18. In Colorado Revised Statutes, 12-255-212, **amend** (12) as follows:

12-255-212. Disciplinary proceedings - hearing officers.

(12) Except when a decision to proceed with a disciplinary action has been agreed upon by a majority of the board or its designee and notice of formal complaint is drafted and served on the licensee by first-class mail OR EMAIL, any investigations, examinations, hearings, meetings, or any other proceedings of the board related to discipline that are conducted pursuant to this section are exempt from the open records provisions of article 72 of title 24 requiring that the proceedings of the board be conducted publicly or that the minutes or records of the board with respect to action of the board taken pursuant to this section be open to public inspection.

SECTION 19. In Colorado Revised Statutes, 12-275-122, **amend** (3) as follows:

12-275-122. Discipline - procedure - professional review - immunity - reconsideration and review of action by board - rules.

(3) The board may send a letter of admonition by certified mail OR EMAIL to a licensee under the circumstances specified in and in accordance with section 12-20-404 (4).

SECTION 20. In Colorado Revised Statutes, 12-290-113, **amend** (2)(a) as follows:

12-290-113. Disciplinary action by board.

(2) (a) Complaints in writing relating to the conduct of any podiatrist licensed or authorized to practice podiatry in this state may be made by any person or may be initiated by the board on its own motion. The podiatrist complained of shall be given notice by first-class mail OR EMAIL of the nature of all matters complained of within thirty days of the receipt of the complaint or initiation of the complaint by the board and shall be given thirty days to make explanation or answer thereto.

SECTION 21. In Colorado Revised Statutes, 12-295-109, **amend** (4) as follows:

12-295-109. Approved psychiatric technician education program.

(4) The board shall examine, from time to time, the approved psychiatric technician education programs of all institutions in the state with approved programs. The executive secretary or other authorized representative of the board shall conduct the examinations and submit the examination results to the board in the form of written reports. If the board determines that an institution with an approved psychiatric technician education program is not maintaining the standards required by this article 295, the board shall serve notice of its determination in writing, specifying the defect, on the institution by EMAIL OR certified mail, postage prepaid, return receipt requested. If the institution receiving the notice fails, within one year after mailing of OR EMAILING the notice, to correct the conditions complained of in the notice, the board shall revoke the institution's authority to conduct an approved psychiatric technician education program. An institution has the right, at any time before the expiration of one year from the date it receives the notice, to demand and be granted a hearing before the board. In case of a demand, the board shall not take action until after the hearing. IF THE BOARD SENDS THE NOTICE THROUGH EMAIL, THE BOARD SHALL REQUEST THAT THE INSTITUTION CONFIRM RECEIPT OF THE EMAIL WITHIN SEVEN CALENDAR DAYS. IF THE INSTITUTION DOES NOT CONFIRM RECEIPT OF THE EMAIL WITHIN SEVEN CALENDAR DAYS, THE BOARD SHALL SEND THE NOTICE THROUGH FIRST-CLASS UNITED STATES MAIL.

SECTION 22. In Colorado Revised Statutes, 12-300-109, **amend** (11)(b) as follows:

12-300-109. Grounds for action - disciplinary proceedings.

(11) (b) Subsection (11)(a) of this section shall not apply after the director has made a decision to proceed with a disciplinary action and has served by first-class mail OR EMAIL a notice of formal complaint on the licensee. IF THE DIRECTOR SENDS THE NOTICE THROUGH EMAIL, THE DIRECTOR SHALL REQUEST THAT THE LICENSEE CONFIRM RECEIPT OF THE EMAIL WITHIN SEVEN CALENDAR DAYS. IF THE LICENSEE DOES NOT CONFIRM RECEIPT OF THE EMAIL WITHIN SEVEN CALENDAR DAYS, THE DIRECTOR SHALL SEND THE NOTICE THROUGH FIRST-CLASS UNITED STATES MAIL.

SECTION 23. In Colorado Revised Statutes, 12-20-104, **amend** (1) as follows:

12-20-104. Renewal fees - report to joint budget committee - definition.

(1) Notwithstanding any provision of law to the contrary, there is imposed, and the executive director shall collect, an ~~excise tax~~ ADDITIONAL FEE of one dollar for each year of the renewal period upon the payment of renewal fees that are required to be paid by individuals for the renewal of a license, registration, or certificate granting the individual authority or permission from the state to continue the practice of a profession or occupation; except that the ~~excise tax~~ ADDITIONAL FEE shall not be imposed on the renewal fee paid by nurse aides pursuant to section 12-255-107.

SECTION 24. In Colorado Revised Statutes, 12-20-105, **amend** (5)(a) as follows:

12-20-105. Fee adjustments - division of professions and occupations cash fund created - legal defense account created - general fund transfer - definition - repeal.

(5) (a) The ~~excise tax~~ FEE collected pursuant to section 12-20-104 shall be credited to the legal defense account, which account is ~~hereby~~ created within the division of professions and occupations cash fund. The ~~excise tax~~ FEE is the sole source of funding for the account, and no other fee or portion of a fee collected by a regulator and credited to the division of professions and occupations cash fund shall be deposited in or transferred to the account. The account shall be used to supplement ~~revenues~~ REVENUE received by the division but shall only be used for the purpose of paying legal expenses incurred by a regulator. Upon a determination of the need of a regulator for additional ~~revenues~~ REVENUE for the payment of legal expenses, the director may authorize the allocation of ~~revenues~~ REVENUE from the legal defense account to a regulator for legal expenses.

SECTION 25. In Colorado Revised Statutes, 12-120-211, **recreate and reenact, with amendments,** (1) as follows:

12-120-211. Qualifications for engineer-interns.

(1) (a) AN APPLICANT MAY QUALIFY FOR ENROLLMENT AS AN ENGINEER-INTERM BY ENDORSEMENT IF THE APPLICANT IS ENROLLED IN GOOD STANDING IN ANOTHER JURISDICTION REQUIRING QUALIFICATIONS SUBSTANTIALLY EQUIVALENT TO THOSE CURRENTLY REQUIRED OF APPLICANTS UNDER THIS PART 2 OR IF, AT THE TIME OF INITIAL ENROLLMENT IN THE OTHER JURISDICTION, THE APPLICANT MET THE REQUIREMENTS FOR ENROLLMENT THEN IN EXISTENCE UNDER COLORADO LAW.

(b) UPON COMPLETION OF THE APPLICATION AND APPROVAL BY THE BOARD, AN APPLICANT QUALIFIED PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION SHALL BE ENROLLED AS AN ENGINEER-INTERM IF THE APPLICANT IS OTHERWISE QUALIFIED PURSUANT TO SECTION 12-120-210.

SECTION 26. In Colorado Revised Statutes, 12-120-213, **recreate and reenact, with amendments,** (1) as follows:

12-120-213. Qualifications for professional engineer.

(1) (a) AN APPLICANT MAY QUALIFY FOR LICENSING AS A PROFESSIONAL ENGINEER BY ENDORSEMENT IF THE APPLICANT IS LICENSED IN GOOD STANDING IN ANOTHER JURISDICTION REQUIRING QUALIFICATIONS SUBSTANTIALLY EQUIVALENT TO THOSE CURRENTLY REQUIRED OF APPLICANTS UNDER THIS PART 2 OR IF, AT THE TIME OF INITIAL LICENSURE IN THE OTHER JURISDICTION, THE APPLICANT MET THE REQUIREMENTS FOR LICENSURE THEN IN EXISTENCE UNDER COLORADO LAW.

(b) UPON COMPLETION OF THE APPLICATION AND APPROVAL BY THE BOARD, AN APPLICANT QUALIFIED PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION SHALL BE LICENSED AS A PROFESSIONAL ENGINEER IF THE APPLICANT IS OTHERWISE QUALIFIED PURSUANT TO SECTION 12-120-212.

SECTION 27. In Colorado Revised Statutes, 12-120-215, **recreate and reenact, with amendments**, (1)(a)(III) and (1)(b)(III) as follows:

12-120-215. Fees - disposition.

(1) Pursuant to section 12-20-105, the board shall charge and collect fees for the following:

(a) With respect to professional engineers:

(III) APPLICATION FOR LICENSURE BY ENDORSEMENT;

(b) With respect to engineer-interns:

(III) APPLICATION FOR ENROLLMENT BY ENDORSEMENT.

SECTION 28. In Colorado Revised Statutes, 12-120-311, **recreate and reenact, with amendments**, (1) as follows:

12-120-311. Qualifications for land surveyor-interns.

(1) (a) AN APPLICANT MAY QUALIFY FOR ENROLLMENT AS A LAND SURVEYOR-INTERM BY ENDORSEMENT IF THE APPLICANT IS ENROLLED IN GOOD STANDING IN ANOTHER JURISDICTION REQUIRING QUALIFICATIONS SUBSTANTIALLY EQUIVALENT TO THOSE CURRENTLY REQUIRED OF APPLICANTS UNDER THIS PART 3 OR IF, AT THE TIME OF INITIAL ENROLLMENT IN THE OTHER JURISDICTION, THE APPLICANT MET THE REQUIREMENTS FOR ENROLLMENT THEN IN EXISTENCE UNDER COLORADO LAW.

(b) UPON COMPLETION OF THE APPLICATION AND APPROVAL BY THE BOARD, AN APPLICANT QUALIFIED PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION SHALL BE ENROLLED AS A LAND SURVEYOR-INTERM IF THE APPLICANT IS OTHERWISE QUALIFIED PURSUANT TO SECTION 12-120-310.

SECTION 29. In Colorado Revised Statutes, 12-120-313, **recreate and reenact, with amendments**, (1) as follows:

12-120-313. Qualifications for professional land surveyor.

(1) (a) AN APPLICANT MAY QUALIFY FOR LICENSING AS A PROFESSIONAL LAND SURVEYOR BY ENDORSEMENT AND EXAMINATION IF THE APPLICANT PASSES THE APPROPRIATE EXAMINATION AS ADOPTED BY THE BOARD IN ACCORDANCE WITH SECTION 12-120-104(3)(b) AND THE EXAMINATION PERTAINING TO COLORADO LAW.

(b) TO BE ADMITTED TO AN EXAMINATION PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION, AN APPLICANT MUST BE LICENSED IN GOOD STANDING IN ANOTHER JURISDICTION REQUIRING QUALIFICATIONS SUBSTANTIALLY EQUIVALENT TO THOSE CURRENTLY REQUIRED OF APPLICANTS UNDER THIS PART 3 OR, AT THE TIME OF INITIAL LICENSURE IN THE OTHER JURISDICTION, MUST HAVE MET THE REQUIREMENTS FOR LICENSURE THEN IN EXISTENCE UNDER COLORADO LAW.

(c) UPON PASSING THE APPROPRIATE EXAMINATIONS, AN APPLICANT QUALIFIED FOR LICENSING BY ENDORSEMENT AND EXAMINATION PURSUANT TO THIS SUBSECTION (1) SHALL BE LICENSED AS A PROFESSIONAL LAND SURVEYOR IF THE APPLICANT IS OTHERWISE QUALIFIED PURSUANT TO SECTION 12-120-312.

SECTION 30. In Colorado Revised Statutes, 12-120-315, **recreate and reenact, with amendments**, (1)(a)(III) and (1)(b)(III) as follows:

12-120-315. Fees - disposition.

(1) Pursuant to section 12-20-105, the board shall charge and collect fees for the following:

(a) With respect to professional land surveyors:

(III) APPLICATION FOR LICENSURE BY ENDORSEMENT AND EXAMINATION;

(b) With respect to land surveyor-interns:

(III) APPLICATION FOR ENROLLMENT AS A LAND SURVEYOR-INTERM BY ENDORSEMENT.

SECTION 31. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 12, 2026, if adjournment sine die is on May 13, 2026); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2026 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: June 2, 2026