

Home Care Association of Colorado
Position Statement on Home Care Licensure Rules
11/21/08

The Home Care Association of Colorado (with membership of 80% of the Medicare certified agencies in the state) strongly opposes the Dept.'s approach to the rules that has resulted in Draft #5. We have submitted nearly 250 comments to the rules and most of our concerns have not been appropriately addressed in a reasonable group process.

**We are NOT interested in commenting further or in responding further to this approach.

We DO support rules that adhere to the statutory language in SB 153, Section 104 which clearly states that rules will be promulgated that provide "minimum standards**" for the operation of home care agencies within the state of Colorado."

We DO agree with the Dept's Health Facilities own website that states that the goal of licensing is to "ensure health care facilities meet **minimum standards of services and quality in compliance with state law and regulation.

**We WILL support rules that include the following minimum standards:

1) Reference to Statutory Cite and Reference to Medicare Conditions of Participation (for medical home care agencies) and State of Colorado Volume 8 (for non-medical home care agencies) as well as health care practice acts and other Colorado statutory and regulatory requirements, plus

2) Requirements of 25-27.5-104 CRS (1) (a) through (h), 25.27.5-107, and other sections of the bill that are not included in paragraph #1 above.

**We DO plan to seek legislative relief for this situation.

-- *Ellen Caruso, Executive Director*