

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

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 09-0322.01 Jerry Barry

HOUSE BILL 09-1020

HOUSE SPONSORSHIP

Acree,

SENATE SPONSORSHIP

Spence, Boyd

House Committees

Health and Human Services
Appropriations

Senate Committees

Health and Human Services
Appropriations

A BILL FOR AN ACT

101 **CONCERNING EXPEDITED PROCESSES FOR REENROLLMENT IN**
102 **PUBLICLY FUNDED MEDICAL PROGRAMS.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Directs the department of health care policy and financing to establish a process for reenrollment in medicaid and the children's basic health plan both over the telephone and through the internet.

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.*

SENATE
3rd Reading Unam ended
May 5, 2009

SENATE
2nd Reading Unam ended
May 4, 2009

HOUSE
3rd Reading Unam ended
April 7, 2009

HOUSE
Am ended 2nd Reading
April 6, 2009

1 **SECTION 1.** 25.5-4-205 (3), Colorado Revised Statutes, is
2 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

3 **25.5-4-205. Application - verification of eligibility -**
4 **demonstration project - rules - repeal.** (3) (e) (I) IN COLLABORATION
5 WITH AND TO AUGMENT THE STATE DEPARTMENT'S EFFORTS TO SIMPLIFY
6 ELIGIBILITY DETERMINATIONS FOR BENEFITS UNDER THE STATE MEDICAL
7 ASSISTANCE PROGRAM AND THE CHILDREN'S BASIC HEALTH PLAN,
8 THE STATE DEPARTMENT SHALL ESTABLISH A PROCESS SO THAT A
9 RECIPIENT, ENROLLEE, OR THE PARENT OR GUARDIAN OF A RECIPIENT OR
10 ENROLLEE MAY APPLY FOR REENROLLMENT EITHER OVER THE TELEPHONE
11 OR THROUGH THE INTERNET.

12 (II) (A) SUBJECT TO RECEIPT OF FEDERAL AUTHORIZATION AND
13 SPENDING AUTHORITY, THE STATE DEPARTMENT MAY IMPLEMENT A PILOT
14 PROGRAM THAT ALLOWS A LIMITED NUMBER OF RECIPIENTS OR ENROLLEES
15 TO APPLY FOR REENROLLMENT EITHER OVER THE TELEPHONE OR THROUGH
16 THE INTERNET DURING A TRANSITION TO A PROCESS THAT WILL SERVE
17 RECIPIENTS AND ENROLLEES STATEWIDE. THE PILOT PROGRAM SHALL NOT
18 SERVE AS A REPLACEMENT FOR A STATEWIDE PROCESS.

19 (B) NOTWITHSTANDING ANY OTHER PROVISION IN THIS
20 PARAGRAPH (e), THE STATE DEPARTMENT SHALL NOT IMPLEMENT THIS
21 PARAGRAPH (e) UNTIL IT CAN VERIFY THE ELIGIBILITY OF A RECIPIENT OR
22 ENROLLEE OVER THE TELEPHONE OR THROUGH THE INTERNET AS
23 AUTHORIZED BY RULES OF THE STATE DEPARTMENT AND FEDERAL LAW.

24 (C) NOTWITHSTANDING ANY OTHER PROVISION IN THIS
25 PARAGRAPH (e), THE STATE DEPARTMENT SHALL NOT IMPLEMENT OR
26 ADMINISTER ANY PORTION OF THIS PARAGRAPH (e) UNTIL SPENDING
27 AUTHORITY HAS BEEN RECEIVED IN THE GENERAL APPROPRIATION ACT OR

1 ANY SUPPLEMENTAL APPROPRIATION AND SHALL ONLY IMPLEMENT AND
2 ADMINISTER THIS PARAGRAPH (e) TO THE EXTENT OF SUCH SPENDING
3 AUTHORITY.

4 (III) THE STATE DEPARTMENT MAY SOLICIT AND ACCEPT GIFTS,
5 GRANTS, AND DONATIONS FROM PUBLIC OR PRIVATE SOURCES FOR THE
6 DEVELOPMENT OR IMPLEMENTATION OF REENROLLMENT EITHER OVER THE
7 TELEPHONE OR THROUGH THE INTERNET PROCESS DESCRIBED IN THIS
8 PARAGRAPH (e); EXCEPT THAT THE STATE DEPARTMENT MAY NOT ACCEPT
9 A GIFT, GRANT, OR DONATION THAT IS SUBJECT TO CONDITIONS THAT ARE
10 INCONSISTENT WITH THIS PARAGRAPH (e) OR ANY OTHER LAW. ANY GIFTS,
11 GRANTS, OR DONATIONS RECEIVED BY THE STATE DEPARTMENT SHALL BE
12 TRANSMITTED TO THE STATE TREASURER, WHO SHALL CREDIT THE SAME
13 TO THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING CASH FUND
14 CREATED PURSUANT TO SECTION 25.5-1-109.

15 **SECTION 2.** 25.5-8-109 (4.5), Colorado Revised Statutes, is
16 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

17 **25.5-8-109. Eligibility - children - pregnant women - repeal.**
18 (4.5) (c) SUBJECT TO THE PROVISIONS AND REQUIREMENTS OF SECTION
19 25.5-4-205 (3) (e), THE DEPARTMENT SHALL ESTABLISH A PROCESS SO
20 THAT AN ENROLLEE OR THE PARENT OR GUARDIAN OF AN ENROLLEE MAY
21 APPLY FOR REENROLLMENT EITHER OVER THE TELEPHONE OR THROUGH
22 THE INTERNET.

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