

NOTE: This bill has been prepared for the signature of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.

An Act

HOUSE BILL 10-1380

BY REPRESENTATIVE(S) Pommer, Ferrandino, Lambert;
also SENATOR(S) White, Keller, Tapia.

CONCERNING THE USE OF MONEYS IN THE SUPPLEMENTAL OLD AGE PENSION
HEALTH AND MEDICAL CARE FUND TO PAY FOR SERVICES RECEIVED
BY CERTAIN PERSONS IN THE STATE MEDICAID PROGRAM, AND
MAKING AN APPROPRIATION THEREFOR.

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

SECTION 1. 25.5-2-101 (3) (b) (III), Colorado Revised Statutes,
is amended, and the said 25.5-2-101 (3) (b) is further amended BY THE
ADDITION OF THE FOLLOWING NEW SUBPARAGRAPHS, to read:

**25.5-2-101. Old age pension health and medical care fund -
supplemental old age pension health and medical care fund - cash
system of accounting - legislative declaration - rules - repeal.**
(3) (b) (III) ~~This paragraph (b) is repealed, effective July 1, 2010.~~
NOTWITHSTANDING ANY PROVISION OF PARAGRAPH (a) OF THIS SUBSECTION
(3) TO THE CONTRARY, FOR FISCAL YEAR 2010-11, UP TO FOUR MILLION
EIGHT HUNDRED FIFTY THOUSAND DOLLARS FROM THE SUPPLEMENTAL OLD
AGE PENSION HEALTH AND MEDICAL CARE FUND MAY BE USED TO OFFSET
GENERAL FUND COSTS FOR PERSONS SIXTY-FIVE YEARS OF AGE OR OLDER

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

WHO ARE SERVED THROUGH THE STATE MEDICAID PROGRAM.

(IV) NOTWITHSTANDING ANY PROVISION OF PARAGRAPH (a) OF THIS SUBSECTION (3) TO THE CONTRARY, FOR FISCAL YEAR 2011-12, UP TO THREE MILLION DOLLARS FROM THE SUPPLEMENTAL OLD AGE PENSION HEALTH AND MEDICAL CARE FUND MAY BE USED TO OFFSET GENERAL FUND COSTS FOR PERSONS SIXTY-FIVE YEARS OF AGE OR OLDER WHO ARE SERVED THROUGH THE STATE MEDICAID PROGRAM.

(V) THIS PARAGRAPH (b) IS REPEALED, EFFECTIVE JULY 1, 2012.

SECTION 2. Appropriation - adjustments in 2010 long bill.

(1) For the implementation of this act, appropriations in the annual general appropriation act to the department of health care policy and financing, for the fiscal year beginning July 1, 2010, shall be adjusted as follows:

(a) The general fund appropriation for medical service premiums is decreased by four million eight hundred fifty thousand dollars (\$4,850,000).

(b) The cash funds appropriation for medical service premiums is increased by four million eight hundred fifty thousand dollars (\$4,850,000). Said sum shall be from the supplemental old age pension health and medical care fund created in section 25.5-2-101 (3) (a), Colorado Revised Statutes.

SECTION 3. Safety clause. The general assembly hereby finds,

determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Terrance D. Carroll
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Brandon C. Shaffer
PRESIDENT OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Karen Goldman
SECRETARY OF
THE SENATE

APPROVED _____

Bill Ritter, Jr.
GOVERNOR OF THE STATE OF COLORADO