

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

**REVISED**

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

LLS NO. 11-1012.01 Brita Darling

**SENATE BILL 11-250**

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**SENATE SPONSORSHIP**

**Boyd,**

**HOUSE SPONSORSHIP**

**Ferrandino and Summers,**

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**Senate Committees**

Health and Human Services

**House Committees**

Health and Environment

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**A BILL FOR AN ACT**

101 **CONCERNING CHANGING THE ELIGIBILITY FOR CERTAIN PREGNANT**  
102 **WOMEN FROM THE CHILDREN'S BASIC HEALTH PLAN TO**  
103 **MEDICAID.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)*

In order to comply with federal requirements to preserve federal funding for prenatal coverage in the CHP+ program, the bill increases the income level for eligibility for pregnant women in medicaid from 133% to 185% of the federal poverty line.

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.*

HOUSE  
2nd Reading Unam ended  
May 6, 2011

SENATE  
3rd Reading Unam ended  
May 2, 2011

SENATE  
2nd Reading Unam ended  
April 29, 2011

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

2           **SECTION 1.** 25.5-5-205 (3) (b), Colorado Revised Statutes, is  
3 amended to read:

4           **25.5-5-205. Baby and kid care program - creation - eligibility.**

5 (3) (b) (I) FOR CHILDREN UNDER SIX YEARS OF AGE, the percentage level  
6 of the federal poverty line, as defined pursuant to 42 U.S.C. sec. 9902 (2),  
7 used to determine eligibility under this subsection (3) shall be one  
8 hundred thirty-three percent. If the federal government establishes a new  
9 federal minimum percentage level of the federal poverty line used to  
10 determine eligibility under this subsection (3) that is different from the  
11 level set in this ~~paragraph (b)~~ SUBPARAGRAPH (I), the state department is  
12 authorized to meet such federal minimum level without requiring  
13 additional legislation; however, such minimum federal level shall be  
14 established by rule of the state board.

15           (II) FOR PREGNANT WOMEN, THE PERCENTAGE LEVEL OF THE  
16 FEDERAL POVERTY LINE, AS DEFINED PURSUANT TO 42 U.S.C. SEC. 9902  
17 (2), USED TO DETERMINE ELIGIBILITY UNDER THIS SUBSECTION (3) SHALL  
18 BE ONE HUNDRED EIGHTY-FIVE PERCENT. IF THE FEDERAL GOVERNMENT  
19 ESTABLISHES A NEW FEDERAL MINIMUM PERCENTAGE LEVEL OF THE  
20 FEDERAL POVERTY LINE USED TO DETERMINE ELIGIBILITY UNDER THIS  
21 SUBSECTION (3) THAT IS DIFFERENT FROM THE LEVEL SET IN THIS  
22 SUBPARAGRAPH (II), THE STATE DEPARTMENT IS AUTHORIZED TO MEET  
23 SUCH FEDERAL MINIMUM LEVEL WITHOUT REQUIRING ADDITIONAL  
24 LEGISLATION; HOWEVER, SUCH MINIMUM FEDERAL LEVEL SHALL BE  
25 ESTABLISHED BY RULE OF THE STATE BOARD.

1           **SECTION 2. Safety clause.** The general assembly hereby finds,  
2 determines, and declares that this act is necessary for the immediate  
3 preservation of the public peace, health, and safety.