

SENATE COMMITTEE OF REFERENCE REPORT

	April 24, 2014
Chairman of Committee	Date

Committee on Health & Human Services.

After consideration on the merits, the Committee recommends the following:

SB14-180 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend printed bill, page 4, strike lines 4 through 15 and substitute:
2 "SPECIFIED BY RULE OF THE MEDICAL SERVICES BOARD."

3 Page 4, strike lines 19 through 27 and substitute:

4 "(6) "QUALIFIED GRANTEE" MEANS AN ENTITY THAT HAS A
5 DEMONSTRATED TRACK RECORD OF PROVIDING OR ARRANGING FOR THE
6 PROVISION OF COST-EFFECTIVE AND COMPREHENSIVE DENTAL AND ORAL
7 HEALTH CARE SERVICES TO LOW-INCOME SENIORS AND MAY INCLUDE BUT
8 IS NOT LIMITED TO:

9 (a) AN AREA AGENCY ON AGING, AS DEFINED IN SECTION
10 26-11-203, C.R.S.;

11 (b) A COMMUNITY-BASED ORGANIZATION OR FOUNDATION;

12 (c) A FEDERALLY QUALIFIED HEALTH CENTER, SAFETY-NET CLINIC,
13 OR HEALTH DISTRICT;

14 (d) A LOCAL PUBLIC HEALTH AGENCY; OR

15 (e) A PRIVATE DENTAL PRACTICE.

16 (7) "QUALIFIED PROVIDER" MEANS ANY PERSON WHO IS LICENSED
17 TO PRACTICE DENTISTRY IN COLORADO OR WHO EMPLOYS A DENTIST
18 LICENSED IN COLORADO AND WHO IS WILLING TO ACCEPT REIMBURSEMENT
19 FOR COVERED DENTAL SERVICES PURSUANT TO THIS PROGRAM."

20 Page 5, strike lines 1 through 3.

21 Page 5, line 5, after "(1)" insert "(a)".

1 Page 5, after line 9 insert:

2 "(b) TO ENSURE THE CONTINUITY OF DENTAL HEALTH CARE TO
3 LOW-INCOME SENIORS, THE STATE DEPARTMENT SHALL ENSURE THAT ANY
4 INDIVIDUAL WHO MEETS, ON JUNE 30, 2014, THE ELIGIBILITY
5 REQUIREMENTS FOR DENTAL SERVICES UNDER THE "COLORADO DENTAL
6 CARE ACT OF 1977", ARTICLE 21 OF TITLE 25, C.R.S., PRIOR TO ITS
7 REPEAL, REMAINS ELIGIBLE FOR DENTAL SERVICES AFTER JUNE 30, 2014,
8 THROUGH THE "COLORADO DENTAL CARE ACT OF 1977", MEDICAID, THE
9 OLD AGE PENSION HEALTH AND MEDICAL CARE FUND, OR THE PROGRAM."

10 Page 5, line 10, strike "SEPTEMBER 1, 2014," and substitute "MARCH 1,
11 2015,".

12 Page 5, strike lines 11 through 18 and substitute:

13 "SHALL:

14 (a) IN CONSULTATION WITH THE ADVISORY COMMITTEE, DEVELOP
15 A GRANT APPLICATION UNDER THE PROGRAM CONSISTENT WITH RULES OF
16 THE MEDICAL SERVICES BOARD;

17 (b) ACCEPT APPLICATIONS FOR GRANTS UNDER THE PROGRAM
18 FROM ANY QUALIFIED GRANTEE;

19 (c) AWARD GRANTS TO QUALIFIED GRANTEES TO PROVIDE
20 COVERED DENTAL CARE SERVICES TO ELIGIBLE SENIORS;

21 (d) PAY GRANTS UNDER THE PROGRAM WITHIN THIRTY DAYS AFTER
22 APPROVAL BY THE STATE DEPARTMENT;

23 (e) CONSIDER GEOGRAPHIC DISTRIBUTION OF FUNDS AMONG
24 URBAN AND RURAL AREAS IN THE STATE WHEN MAKING FUNDING
25 DECISIONS."

26 Page 5, strike lines 20 through 27 and substitute:

27 "(I) SUBMIT AN APPLICATION FOR A GRANT UNDER THE PROGRAM
28 TO THE STATE DEPARTMENT ON THE FORM DEVELOPED BY THE STATE
29 DEPARTMENT;

30 (II) PROVIDE OUTREACH TO TARGETED ELIGIBLE SENIORS AND
31 DENTAL CARE PROVIDERS;

32 (III) IDENTIFY ELIGIBLE SENIORS AND QUALIFIED PROVIDERS;

33 (IV) DEMONSTRATE COLLABORATION WITH COMMUNITY
34 ORGANIZATIONS;

35 (V) ENSURE THAT ELIGIBLE SENIORS RECEIVE COVERED DENTAL
36 CARE SERVICES EFFICIENTLY WITHOUT DUPLICATION OF SERVICES;

37 (VI) MAINTAIN RECORDS OF ELIGIBLE SENIORS SERVED, DENTAL
38 CARE SERVICES PROVIDED, AND MONEYS SPENT FOR A MINIMUM OF SIX
39 YEARS;

1 (VII) DISTRIBUTE GRANT FUNDS TO QUALIFIED PROVIDERS IN
2 THEIR SERVICE AREA; AND

3 (VIII) CONDUCT AN EVALUATION OF THE PROGRAM IN ITS SERVICE
4 AREA ON THE PROGRAM'S EFFECTIVENESS AND WEAKNESSES."

5 Page 6, strike lines 1 and 2.

6 Page 6, after line 4 insert:

7 "(c) A QUALIFIED GRANTEE MAY ALSO BE A QUALIFIED PROVIDER
8 IF THE PERSON MEETS THE QUALIFICATIONS OF A QUALIFIED PROVIDER."

9 Page 6, line 5, strike "(a)".

10 Page 6, strike lines 9 through 19 and substitute:

11 (a) A DEFINITION OF "ECONOMICALLY DISADVANTAGED" FOR
12 PURPOSES OF ELIGIBILITY;

13 (b) A DESCRIPTION OF DENTAL SERVICES THAT MAY BE PROVIDED
14 TO ELIGIBLE SENIORS UNDER THE PROGRAM; EXCEPT THAT SUCH SERVICES
15 MUST INCLUDE BUT NOT BE LIMITED TO ORAL EXAMINATION, DIAGNOSIS,
16 TREATMENT PLANNING, EMERGENCY TREATMENT, X RAYS, PARTIAL AND
17 FULL DENTURES, REPLACEMENT OR REPAIR OF PERMANENT TEETH,
18 REMOVAL OF PERMANENT TEETH, FILLINGS, PERIODONTAL TREATMENT,
19 AND SOFT TISSUE TREATMENT;

20 (c) A DISTRIBUTION FORMULA FOR THE AVAILABILITY OF MONEYS
21 TO EACH AREA OF THE STATE; AND

22 (d) PROCEDURES, CRITERIA, AND STANDARDS FOR AWARDED
23 GRANTS UNDER THE PROGRAM."

24 Page 7, line 6, after "INCLUDING" insert "AN ITEMIZATION OF THE
25 DEPARTMENT'S ADMINISTRATIVE EXPENDITURES IN IMPLEMENTING AND
26 ADMINISTERING THE PROGRAM AND".

27 Page 8, line 20, strike "OF" and substitute "OR".

28 Page 9, strike lines 8 through 10 and substitute "25.5-3-304, INCLUDING
29 BUT NOT LIMITED TO:

30 (I) DEFINING COVERED DENTAL CARE SERVICES;

31 (II) THE DISTRIBUTION FORMULA FOR THE AVAILABILITY OF FUNDS
32 TO EACH AREA OF THE STATE;

33 (III) GRANT PROCEDURES, CRITERIA, AND STANDARDS, INCLUDING
34 PREFERENCE FOR QUALIFIED GRANTEE WHO DEMONSTRATE

1 COLLABORATION WITH COMMUNITY ORGANIZATIONS SUCH AS A LOCAL
2 AREA AGENCY ON AGING; AND
3 (IV) A MAXIMUM AMOUNT PER PROCEDURE THAT CAN BE SPENT BY
4 QUALIFIED GRANTEEES AND QUALIFIED PROVIDERS THAT SHALL NOT BE
5 LESS THAN THE REIMBURSEMENT SCHEDULE ADOPTED BY THE STATE
6 BOARD OF HEALTH PURSUANT TO SECTION 25-21-105, C.R.S., PRIOR TO ITS
7 REPEAL."

8 Page 9, line 22, strike "THE STATE".

9 Page 9, strike lines 23 through 25.

10 Page 10, strike lines 7 through 19 and substitute:

11 "SECTION 2. In Colorado Revised Statutes, 25-21-104, **add** (4)
12 as follows:

13 **25-21-104. Dental assistance program for seniors.** (4) (a) FOR
14 SERVICES TO BE PERFORMED AFTER JUNE 30, 2014, THE QUALIFIED
15 GRANTEE SHALL ENCOURAGE THE ELIGIBLE SENIOR TO APPLY FOR DENTAL
16 AND ORAL HEALTH COVERAGE THROUGH THE MEDICAID OR THE OLD AGE
17 PENSION HEALTH AND MEDICAL CARE FUND.

18 (b) IF AN ELIGIBLE SENIOR DOES NOT QUALIFY OR APPLY FOR
19 DENTAL AND ORAL HEALTH COVERAGE THROUGH THESE PROGRAMS, THE
20 QUALIFIED GRANTEE MAY CONTINUE TO PROVIDE SERVICES UNDER THIS
21 ARTICLE; EXCEPT THAT, AFTER FEBRUARY 28, 2015, SERVICES MAY BE
22 PROVIDED ONLY TO THE EXTENT THAT THE SERVICES WERE PART OF A
23 TREATMENT PLAN ESTABLISHED PRIOR TO FEBRUARY 28, 2015."

24 Page 10, line 23, strike "2014." and substitute "2015."

25 Page 11, after line 4 insert:

26 "SECTION 5. **Accountability.** Two years after this act becomes
27 law and in accordance with section 2-2-1201, Colorado Revised Statutes,
28 the legislative service agencies of the Colorado General Assembly shall
29 conduct a post-enactment review of the implementation of this act
30 utilizing the information contained in the legislative declaration set forth
31 in section 26-11-208 (2), Colorado Revised Statutes, enacted in section
32 1 of this act."

33 Renumber succeeding section accordingly.

1 Page 1, line 102, strike "SENIORS." and substitute "SENIORS, AND, IN
2 CONNECTION THEREWITH, REQUIRING A POST-ENACTMENT REVIEW OF
3 THE IMPLEMENTATION OF THIS ACT."

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