

Second Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 14-0430.01 Jerry Barry x4341

SENATE BILL 14-013

SENATE SPONSORSHIP

King,

HOUSE SPONSORSHIP

(None),

Senate Committees

Finance
Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING RESOURCES RECEIVED BY A RECIPIENT OF AN OLD AGE**
102 **PENSION, AND, IN CONNECTION THEREWITH, MAKING AND**
103 **REDUCING APPROPRIATIONS.**

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>.)

For a person eligible for an old age pension, the bill allows the person to receive up to \$300 per month in gifts, grants, or donations without reducing the amount of the pension or reporting the gifts, grants, or donations.

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.

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

2 **SECTION 1.** In Colorado Revised Statutes, 26-2-111, **amend** (2)
3 (b) as follows:

4 **26-2-111. Eligibility for public assistance. (2) Old age pension.**

5 (b) (I) An applicant or recipient of the old age pension who is otherwise
6 qualified shall not be denied the old age pension by reason of the fact that
7 relatives may be financially able to contribute to his or her support and
8 maintenance; except that income and resources of the spouse of an
9 applicant or recipient of the old age pension or of a sponsor of an
10 applicant or recipient of the old age pension who is a qualified alien shall
11 be considered in determining eligibility pursuant to rules of the state
12 department.

13 (II) IN CALCULATING THE INCOME AND RESOURCES OF ANY PERSON
14 WHO IS ELIGIBLE FOR AN OLD AGE PENSION, THE STATE DEPARTMENT
15 SHALL DISREGARD THE FIRST THREE HUNDRED DOLLARS PER MONTH
16 RECEIVED BY THE PERSON IN THE FORM OF GIFTS, GRANTS, OR DONATIONS.
17 THE STATE DEPARTMENT SHALL NOT REQUIRE A PERSON WHO IS ELIGIBLE
18 FOR AN OLD AGE PENSION TO REPORT THE FIRST THREE HUNDRED DOLLARS
19 PER MONTH RECEIVED BY THE PERSON IN THE FORM OF GIFTS, GRANTS, OR
20 DONATIONS.

21 **SECTION 2. Appropriation - adjustments to 2014 long bill.**

22 (1) For the implementation of this act, the general fund appropriation
23 made in the annual general appropriation act to the controlled
24 maintenance trust fund created in section 24-75-302.5 (2) (a), Colorado
25 Revised Statutes, for the fiscal year beginning July 1, 2014, is decreased
26 by \$51,593.

1 (2) In addition to any other appropriation, there is hereby
2 appropriated, to the department of human services, for the fiscal year
3 beginning July 1, 2014, the sum of \$38,440, or so much thereof as may
4 be necessary, for allocation to office of information technology services,
5 Colorado benefits management system, for modifications to the Colorado
6 benefits management system related to the implementation of this act. Of
7 said sum, \$9,165 is from the general fund, \$1,235 is from the old age
8 pension fund created in section 1 of article XXIV of the state constitution,
9 \$13,121 is from reappropriated funds received from the department of
10 health care policy and financing out of the appropriation made in
11 subsection (3) of this section, and \$14,919 is from federal funds.

12 (3) In addition to any other appropriation, there is hereby
13 appropriated, to the department of health care policy and financing, for
14 the fiscal year beginning July 1, 2014, the sum of \$13,121, or so much
15 thereof as may be necessary, for allocation to department of human
16 services medicaid-funded programs, office of information technology
17 services-medicare funding, Colorado benefits management system, for
18 system modifications related to the implementation of this act. Of said
19 sum, \$6,428 is from the general fund, \$34 is from the old age pension
20 health and medical care fund pursuant to section 7 (c) of article XXIV of
21 the state constitution, \$81 is from the children's basic health plan trust
22 fund created in section 25.5-8-105 (1), Colorado Revised Statutes, and
23 \$6,578 is from federal funds.

24 (4) In addition to any other appropriation, there is hereby
25 appropriated to the governor - lieutenant governor - state planning and
26 budgeting, for the fiscal year beginning July 1, 2014, the sum of \$38,440,
27 or so much thereof as may be necessary, for allocation to the office of

1 information technology for the provision of services to the department of
2 human services related to the implementation of this act. Said sum is from
3 reappropriated funds received from the department of human services out
4 of the appropriation made in subsection (2) of this section.

5 **SECTION 3. Act subject to petition - effective date.** This act
6 takes effect at 12:01 a.m. on the day following the expiration of the
7 ninety-day period after final adjournment of the general assembly (August
8 6, 2014, if adjournment sine die is on May 7, 2014); except that, if a
9 referendum petition is filed pursuant to section 1 (3) of article V of the
10 state constitution against this act or an item, section, or part of this act
11 within such period, then the act, item, section, or part will not take effect
12 unless approved by the people at the general election to be held in
13 November 2014 and, in such case, will take effect on the date of the
14 official declaration of the vote thereon by the governor.