

**Second Regular Session  
Seventy-first General Assembly  
STATE OF COLORADO**

**REVISED**

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

LLS NO. 18-0339.01 Christy Chase x2008

**SENATE BILL 18-054**

---

**SENATE SPONSORSHIP**

**Crowder**, Jahn, Lundberg, Neville T.

**HOUSE SPONSORSHIP**

**Liston**,

---

**Senate Committees**  
Health & Human Services

**House Committees**  
Public Health Care & Human Services

---

**A BILL FOR AN ACT**

101      **CONCERNING A LIMITATION ON THE AMOUNT OF AN INCREASE IN FEES**  
102                    **ASSESSED AGAINST ASSISTED LIVING RESIDENCES BY THE**  
103                    **DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT.**

---

**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://leg.colorado.gov>.)*

Under current law, the state board of health (board) is authorized to establish a schedule of fees for health facilities, including assisted living residences, which fees must be sufficient to meet the department of public health and environment's direct and indirect costs in regulating health facilities. With regard to most department-regulated health

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
Capital letters or bold & italic numbers indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.

HOUSE  
2nd Reading Unamended  
February 20, 2018

SENATE  
3rd Reading Unamended  
January 30, 2018

SENATE  
Amended 2nd Reading  
January 29, 2018

facilities, the board cannot increase fees by more than the inflation rate. However, the inflation rate limitation does not apply to the fees assessed by the department against assisted living residences.

The bill imposes the inflation rate limitation on fees assessed against assisted living residences.

---

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

2 **SECTION 1.** In Colorado Revised Statutes, 25-27-107, **amend**  
3 (1.5)(a) as follows:

4 **25-27-107. License fees - rules.** (1.5) (a) No later than January  
5 1, 2009, the state board shall promulgate rules establishing a schedule of  
6 fees sufficient to meet the direct and indirect costs of administration and  
7 enforcement of this ~~article~~ ARTICLE 27. The rules shall set a lower fee for  
8 facilities with a high medicaid utilization rate as defined by the state  
9 board. The rules shall be adopted in accordance with article 4 of title 24.  
10 C.R.S. ON OR AFTER AUGUST 1, 2019, \_\_\_ FEES ESTABLISHED PURSUANT  
11 TO THIS SECTION ARE SUBJECT TO THE LIMITATIONS SPECIFIED IN SECTION  
12 25-3-105 (1)(a)(I)(B). THE STATE BOARD MAY INCREASE A FEE ON THE  
13 SCHEDULE ESTABLISHED PURSUANT TO THIS SECTION THAT IS IN EFFECT ON  
14 AUGUST 1, 2019, ONLY IN ACCORDANCE WITH SECTION 25-3-105  
15 (1)(a)(I)(B).

16 **SECTION 2. Act subject to petition - effective date.** This act  
17 takes effect at 12:01 a.m. on the day following the expiration of the  
18 ninety-day period after final adjournment of the general assembly (August  
19 8, 2018, if adjournment sine die is on May 9, 2018); except that, if a  
20 referendum petition is filed pursuant to section 1 (3) of article V of the  
21 state constitution against this act or an item, section, or part of this act  
22 within such period, then the act, item, section, or part will not take effect  
23 unless approved by the people at the general election to be held in

- 1 November 2018 and, in such case, will take effect on the date of the
- 2 official declaration of the vote thereon by the governor.