

CHAPTER 16

**HEALTH AND ENVIRONMENT**

SENATE BILL 18-054

BY SENATOR(S) Crowder, Jahn, Lundberg, Neville T., Aguilar, Baumgardner, Cooke, Guzman, Jones, Kagan, Kefalas, Lambert, Marble, Martinez Humenik, Smallwood, Sonnenberg, Tate, Todd, Grantham; also REPRESENTATIVE(S) Liston, Ginal, Hammer, Lebsock, McLachlan, Melton, Michaelson Jenet, Rosenthal, Van Winkle, Winter.

**AN ACT**

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

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

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

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

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

*Capital letters or bold & italic numbers indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: March 1, 2018