

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

REREVISED

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

LLS NO. 20-0893.01 Brita Darling x2241

HOUSE BILL 20-1237

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House Committees

Public Health Care & Human Services
Appropriations

Senate Committees

State, Veterans, & Military Affairs

A BILL FOR AN ACT

101 **CONCERNING THE ASSIGNMENT OF CERTAIN CHILDREN AND YOUTH TO**
102 **MANAGED CARE SERVICE AREAS UNDER THE MEDICAL**
103 **ASSISTANCE ACT.**

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>.)

For a child or youth who obtains services under the state's medicaid program through the initiation of a dependency and neglect action or juvenile delinquency action, the bill directs the department of health care policy and financing (department) to assign the child or youth to the managed care entity (MCE) in the county in which the action was

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.

SENATE
3rd Reading Unamended
June 3, 2020

SENATE
2nd Reading Unamended
June 2, 2020

HOUSE
3rd Reading Unamended
May 27, 2020

HOUSE
Amended 2nd Reading
May 26, 2020

initiated. The department shall only change the MCE designation if requested by the county or the child's or youth's legal guardian. If the child or youth obtains services other than through an initiated dependency and neglect action, then reassignment to another MCE may only be requested by the child's or youth's legal guardian.

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

2 **SECTION 1.** In Colorado Revised Statutes, 25.5-5-402, **amend**
3 (6) as follows:

4 **25.5-5-402. Statewide managed care system - definition - rules.**

5 (6) (a) The state department is authorized to assign a medicaid recipient
6 to a particular MCE, consistent with federal requirements and rules
7 promulgated by the state board.

8 (b) FOR A CHILD OR YOUTH WHO OBTAINS ELIGIBILITY FOR
9 SERVICES UNDER THE STATE'S MEDICAID PROGRAM THROUGH A
10 DEPENDENCY AND NEGLECT ACTION **RESULTING IN OUT-OF-HOME**
11 **PLACEMENT** PURSUANT TO ARTICLE 3 OF TITLE 19 OR A JUVENILE
12 DELINQUENCY ACTION **RESULTING IN OUT-OF-HOME PLACEMENT**
13 PURSUANT TO ARTICLE 2 OF TITLE 19, THE STATE DEPARTMENT SHALL
14 ASSIGN THE CHILD OR YOUTH TO THE MCE COVERING THE COUNTY **WITH**
15 **JURISDICTION OVER THE ACTION.** THE STATE DEPARTMENT SHALL ONLY
16 CHANGE THE ASSIGNMENT IF THE CHANGE IS REQUESTED BY THE COUNTY
17 **WITH JURISDICTION OVER THE ACTION** OR BY THE CHILD'S OR YOUTH'S
18 LEGAL GUARDIAN. ■

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