

## CHAPTER 271

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**HEALTH CARE POLICY AND FINANCING**

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**HOUSE BILL 20-1237**

BY REPRESENTATIVE(S) Young and Saine, Bird, Buentello, Caraveo, Cutter, Exum, Gonzales-Gutierrez, Gray, Herod, Hooton, Kennedy, Kipp, Kraft-Tharp, Larson, Lontine, McCluskie, Michaelson Jenet, Mullica, Sandridge, Sirota, Snyder, Titone, Valdez A., Valdez D., Woodrow, Becker;  
also SENATOR(S) Moreno and Sonnenberg, Crowder, Ginal, Priola, Rankin, Tate, Todd, Winter, Zenzinger.

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

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

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

**25.5-5-402. Statewide managed care system - definition - rules.** (6) (a) The state department is authorized to assign a medicaid recipient to a particular MCE, consistent with federal requirements and rules promulgated by the state board.

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

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

Approved: July 11, 2020

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