

## CHAPTER 325

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**HUMAN SERVICES - SOCIAL SERVICES**

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**HOUSE BILL 02-1293**

BY REPRESENTATIVE(S) Sanchez, Boyd, Romanoff, Tochtrop, Borodkin, Cloer, Coleman, Garcia, Groff, Jahn, Mace, Madden, Marshall, Tapia, Vigil, Williams S., and Young;  
also SENATOR(S) Owen, Hanna, Hernandez, Isgar, Tate, Tupa, and Windels.

**AN ACT**

**CONCERNING A STUDY OF THE ACCESS OF CHILDREN TO HEALTH CARE, AND MAKING AN APPROPRIATION IN CONNECTION THEREWITH.**

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

**SECTION 1.** Part 1 of article 1 of title 25.5, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

**25.5-1-110. Study of children's access to health care coverage - acceptance of donations - repeal.** (1) THE GENERAL ASSEMBLY FINDS THAT OBTAINING INFORMATION ABOUT ACCESS TO HEALTH CARE COVERAGE FOR CHILDREN IN THIS STATE WOULD ASSIST POLICYMAKERS IN ADDRESSING ISSUES OF LACK OF ACCESS TO HEALTH CARE AND ELIMINATING BARRIERS TO OBTAINING HEALTH CARE. THE GENERAL ASSEMBLY DECLARES IN ADDITION THAT THE GOAL OF THIS STUDY IS TO ASSIST FAMILIES IN MOVING FROM RELYING ON PUBLIC PROGRAMS TO OBTAINING PRIVATE INSURANCE TO COVER THE HEALTH CARE COVERAGE FOR THEIR CHILDREN.

(2) FOR PURPOSES OF THIS SECTION, "PUBLIC PROGRAMS ADMINISTERED BY THE STATE DEPARTMENT" MEANS THE FOLLOWING PROGRAMS:

(a) THE "COLORADO MEDICAL ASSISTANCE ACT", AS SPECIFIED IN ARTICLE 4 OF TITLE 26, C.R.S.; AND

(b) THE "CHILDREN'S BASIC HEALTH PLAN ACT", AS SPECIFIED IN ARTICLE 19 OF TITLE 26, C.R.S.

(3) WHEN REDETERMINING ELIGIBILITY OF CHILDREN FOR OR TERMINATING OR DISENROLLING CHILDREN FROM A PUBLIC PROGRAM ADMINISTERED BY THE STATE

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

DEPARTMENT, THE STATE DEPARTMENT SHALL ASCERTAIN AND DOCUMENT THE REASON WHY THE CHILD IS NO LONGER ELIGIBLE FOR THE PUBLIC PROGRAM OR IS DISENROLLING FROM THE PUBLIC PROGRAM. THE STATE DEPARTMENT SHALL COLLECT DATA AND CONDUCT A STUDY THAT EXAMINES THE MOVEMENT OF CHILDREN BETWEEN THE PUBLIC PROGRAMS ADMINISTERED BY THE STATE DEPARTMENT AND THE MOVEMENT OF CHILDREN WHO HAVE BEEN ENROLLED IN ONE OF THE PUBLIC PROGRAMS ADMINISTERED BY THE STATE DEPARTMENT TO HEALTH CARE COVERAGE THROUGH PRIVATE INSURANCE OR TO THE STATUS OF BEING UNINSURED. SUCH STUDY SHALL EXAMINE AND IDENTIFY:

(a) THE NUMBER OF CHILDREN COVERED IN THE MEDICAID PROGRAM AND THE CHILDREN'S BASIC HEALTH PLAN AND THE NUMBER OF CHILDREN WHO BECOME COVERED UNDER PRIVATE INSURANCE OR WHO ARE UNINSURED;

(b) THE NUMBER OF CHILDREN WHO DO NOT COMPLETE THE PROCESS FOR ENROLLING IN THE MEDICAID PROGRAM OR THE CHILDREN'S BASIC HEALTH PLAN AND THE BARRIERS TO ENROLLING SUCH CHILDREN IN A PUBLIC PROGRAM ADMINISTERED BY THE STATE DEPARTMENT;

(c) THE NUMBER OF CHILDREN WHO MOVE FROM ONE OF THE PUBLIC PROGRAMS ADMINISTERED BY THE STATE DEPARTMENT TO ANOTHER PUBLIC PROGRAM ADMINISTERED BY THE STATE DEPARTMENT AND THE REASONS WHY;

(d) THE NUMBER OF CHILDREN WHO MOVE FROM A PUBLIC PROGRAM ADMINISTERED BY THE STATE DEPARTMENT TO PRIVATE INSURANCE AND THE REASONS WHY;

(e) THE NUMBER OF CHILDREN WHO ARE NO LONGER ENROLLED IN A PUBLIC PROGRAM ADMINISTERED BY THE STATE DEPARTMENT AND WHO ARE UNINSURED AND THE REASONS WHY; AND

(f) FOR THE CATEGORIES DESCRIBED IN PARAGRAPHS (a), (c), (d), AND (e) OF THIS SUBSECTION (3), THE AVERAGE LENGTH OF TIME CHILDREN ARE ENROLLED IN A PARTICULAR PUBLIC PROGRAM ADMINISTERED BY THE STATE DEPARTMENT OR ARE IN AN INSURED OR UNINSURED STATUS, THE AGE OF THE CHILDREN, THE DEMOGRAPHICS OF THE CHILDREN AND THEIR FAMILIES, AND THE INCOME LEVEL OF THE CHILDREN'S FAMILIES.

(4) THE STATE DEPARTMENT SHALL REPORT ON THE RESULTS OF THE STUDY TO THE HEALTH, ENVIRONMENT, WELFARE, AND INSTITUTIONS COMMITTEE OF THE HOUSE OF REPRESENTATIVES, THE HEALTH, ENVIRONMENT, CHILDREN AND FAMILIES COMMITTEE OF THE SENATE, AND THE JOINT BUDGET COMMITTEE ON OR BEFORE JULY 1, 2003, AND ON OR BEFORE JULY 1, 2004, ALONG WITH ANY RECOMMENDATIONS FOR LEGISLATION, SPECIFICALLY ADDRESSING HOW TO MOVE MORE CHILDREN FROM PUBLIC PROGRAMS INTO PRIVATE INSURANCE.

(5) THE EXECUTIVE DIRECTOR OF THE STATE DEPARTMENT IS HEREBY AUTHORIZED TO ACCEPT ON BEHALF OF THE STATE AND EXPEND ANY GRANTS OR DONATIONS FROM ANY PRIVATE SOURCE FOR THE PURPOSE OF IMPLEMENTING THE STUDY DESCRIBED IN THIS SECTION; EXCEPT THAT THE STUDY DESCRIBED IN THIS SECTION SHALL NOT BE CONDUCTED UNTIL SUFFICIENT GRANTS OR DONATIONS ARE OBTAINED TO SUPPORT

## THE COSTS OF CONDUCTING THE STUDY.

(6) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2005.

**SECTION 2. Appropriation.** In addition to any other appropriation, there is hereby appropriated, to the department of health care policy and financing, for the fiscal year beginning July 1, 2002, the sum of eight thousand seven hundred fifty dollars (\$8,750), or so much thereof as may be necessary, for the implementation of this act. Said sum shall be cash funds exempt from grants or donations pursuant to section 25.5-1-110 (5), Colorado Revised Statutes. In addition to said appropriation, the general assembly anticipates that, for the fiscal year beginning July 1, 2002, the department of health care policy and financing will receive the sum of eight thousand seven hundred fifty dollars (\$8,750) in federal funds for the implementation of this act. Although the federal funds are not appropriated in this act, they are noted for the purpose of indicating the assumptions used relative to these funds.

**SECTION 3. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: June 7, 2002