

CHAPTER 14

HEALTH CARE POLICY AND FINANCING

HOUSE BILL 12-1054

BY REPRESENTATIVE(S) Fields, Summers, Brown, Fischer, Gerou, Hullinghorst, Joshi, Kefalas, Labuda, Lee, Levy, Massey, Pabon, Pace, Ryden, Schafer S., Singer, Todd, Tyler, Vigil, Williams A., Wilson, Young;
also SENATOR(S) Boyd, Guzman, Newell, Tochtrop, Williams S.

AN ACT

CONCERNING SIMPLIFICATION OF THE PROCUREMENT PROCESS FOR PROVIDERS WHO HAVE PREVIOUSLY BEEN APPROVED TO PARTICIPATE IN HEALTH CARE PROGRAMS ADMINISTERED BY THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING.

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

SECTION 1. In Colorado Revised Statutes, **add** 25.5-1-128 as follows:

25.5-1-128. Provider payments - compliance with state fiscal requirements - definitions - rules. (1) (a) NOTWITHSTANDING ANY PROVISION OF LAW TO THE CONTRARY, WHEN THE STATE DEPARTMENT HAS REGULATORY AUTHORITY OVER A PROGRAM AND WHEN THE PROVIDER HAS ALREADY SIGNED A STATE DEPARTMENT-APPROVED PROVIDER APPLICATION TO PROVIDE A SERVICE OR TO BILL THE STATE DEPARTMENT OR ITS AUTHORIZED CONTRACTOR FOR A SERVICE, THE STATE DEPARTMENT-APPROVED PROVIDER APPLICATION SHALL SERVE TO FULFILL THE REQUIREMENTS OF A COMMITMENT VOUCHER AND THE FISCAL REQUIREMENTS OF SECTION 24-30-202 (1), C.R.S.

(b) THE EXECUTIVE DIRECTOR MAY PROMULGATE RULES TO EXEMPT A PROVIDER WHO PROVIDES SERVICES THROUGH A PROGRAM AS DESCRIBED IN PARAGRAPH (a) OF THIS SUBSECTION (1) FOR ANY PROGRAM THE STATE DEPARTMENT IS AUTHORIZED BY LAW TO ADMINISTER, INCLUDING BUT NOT LIMITED TO:

(I) THE "COLORADO MEDICAL ASSISTANCE ACT", ARTICLES 4 TO 6 OF THIS TITLE;

(II) THE "CHILDREN'S BASIC HEALTH PLAN ACT", ARTICLE 8 OF THIS TITLE;

(III) THE "COLORADO INDIGENT CARE PROGRAM", PART 1 OF ARTICLE 3 OF THIS TITLE;

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

(IV) THE SCHOOL HEALTH SERVICES PROGRAM AUTHORIZED BY SECTION 25.5-5-318;

(V) PROGRAMS THAT ARE FUNDED THROUGH THE PRIMARY CARE FUND, CREATED IN SECTION 24-22-117 (2) (b), C.R.S.; AND

(VI) THE STATE-FUNDED OLD AGE PENSION HEALTH AND MEDICAL CARE PROGRAM PURSUANT TO ARTICLE 2 OF THIS TITLE.

(2) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE PROVIDES, "PROVIDER" MEANS A HEALTH CARE PROVIDER, A MENTAL HEALTH CARE PROVIDER, A PHARMACIST, A HOME HEALTH AGENCY, A GENERAL PROVIDER AS DEFINED IN SECTION 25.5-3-103 (3), SCHOOL DISTRICT AS DEFINED IN SECTION 25.5-5-318 (1) (a), OR ANY OTHER ENTITY THAT PROVIDES HEALTH CARE, HEALTH CARE COORDINATION, OUTREACH, ENROLLMENT, OR ADMINISTRATIVE SUPPORT SERVICES TO RECIPIENTS THROUGH FEE-FOR-SERVICE, THE PRIMARY CARE PHYSICIAN PROGRAM, A MANAGED CARE ENTITY, A BEHAVIORAL HEALTH ORGANIZATION, A MEDICAL HOME, OR ANY SYSTEM OF CARE THAT COORDINATES HEALTH CARE OR SERVICES AS DEFINED AND AUTHORIZED THROUGH RULES PROMULGATED BY THE STATE BOARD OR BY THE EXECUTIVE DIRECTOR.

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, and safety.

Approved: March 15, 2012