

MEMORANDUM



JOINT BUDGET COMMITTEE

TO Joint Budget Committee Members
FROM JBC Staff
DATE April 12, 2022
SUBJECT Potential Legislation

This packet includes bill drafts and related memos for the Committee’s consideration. Each individual item has page numbers but also a packet page number to help navigate the whole document. The page numbers below refer to the packet page number.

POTENTIAL LEGISLATION

Fund County Admin Of Public Assistance Programs LLS 22-0991 (Smart) 1
General Fund Transfer To PERA Payment Cash Fund LLS 22-0989 (Smart) 13

Second Regular Session
Seventy-third General Assembly
STATE OF COLORADO

DRAFT
4.8.22

DRAFT

LLS NO. 22-0991.01 Conrad Imel x2313

COMMITTEE BILL

Joint Budget Committee

BILL TOPIC: "Fund County Admin Of Public Assistance Programs"

A BILL FOR AN ACT

101 **CONCERNING FUNDING FOR COUNTY ADMINISTRATION OF PUBLIC**
102 **ASSISTANCE PROGRAMS.**

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/>.)

Joint Budget Committee. The bill requires the department of human services (DHS) to enter into an agreement with a third party to conduct a public assistance program workload study to examine the administrative workload in counties related to administering certain public assistance programs overseen by DHS and the department of health care policy and financing (HCPF).

*Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

Following completion of the workload study, DHS is required to enter into an agreement with an outside entity to develop a public assistance programs funding model (funding model) to determine the amount of money necessary to fund county administration of certain public assistance programs overseen by DHS and HCPF. DHS shall enter into an agreement with an outside entity to annually update and modify the funding model. The bill requires the executive director of DHS to convene an evaluation group to annually evaluate and recommend changes to the funding model. The executive director appoints members of the evaluation group in consultation with HCPF and the counties.

Beginning with fiscal year 2024-25, the office of state planning and budgeting may use the results of the funding model to inform its annual budget requests and the joint budget committee shall use the results of the funding model to inform its decisions regarding the amount of the appropriation to DHS and HCPF to fund county administration of public assistance programs. DHS and HCPF shall allocate money to counties for public assistance program administration in accordance with the results of the funding model. The bill requires the general assembly consider the results of the funding model prior to appropriating money for administration of DHS public assistance programs.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 26-1-121.5 as
3 follows:

4 **26-1-121.5. Public assistance funding model - workload study**
5 **- evaluation - report - definitions - repeal.** (1) AS USED IN THIS
6 SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

7 (a) "EVALUATION GROUP" MEANS THE GROUP ESTABLISHED TO
8 EVALUATE THE FUNDING MODEL DESCRIBED IN SUBSECTION (7) OF THIS
9 SECTION.

10 (b) "FUNDING MODEL" MEANS THE COUNTY ADMINISTRATION OF
11 PUBLIC ASSISTANCE PROGRAMS FUNDING MODEL TO DETERMINE THE
12 APPROPRIATE LEVEL OF FUNDING FOR EACH COUNTY REQUIRED TO MAKE
13 ELIGIBILITY DETERMINATIONS REGARDING PARTICIPATION IN A PUBLIC
14 ASSISTANCE PROGRAM.

1 (c) "HUMAN SERVICES PUBLIC ASSISTANCE PROGRAMS" MEANS THE
2 PROGRAMS OF PUBLIC ASSISTANCE ADMINISTERED BY THE STATE
3 DEPARTMENT PURSUANT TO ARTICLE 2 OF THIS TITLE 26.

4 (d) "MEDICAL PUBLIC ASSISTANCE PROGRAMS" MEANS THE
5 FOLLOWING PUBLIC ASSISTANCE PROGRAMS ADMINISTERED BY THE
6 DEPARTMENT OF HEALTH CARE POLICY AND FINANCING: THE MEDICAL
7 ASSISTANCE PROGRAM, ESTABLISHED IN ARTICLES 4, 5, AND 6 OF TITLE
8 25.5, INCLUDING LONG-TERM CARE SERVICES; THE CHILDREN'S BASIC
9 HEALTH PLAN, ESTABLISHED IN ARTICLE 8 OF TITLE 25.5; AND THE OLD
10 AGE PENSION HEALTH AND MEDICAL CARE PROGRAM DESCRIBED IN
11 SECTION 25.5-2-101.

12 (e) "PUBLIC ASSISTANCE PROGRAMS" MEANS HUMAN SERVICES
13 PUBLIC ASSISTANCE PROGRAMS AND MEDICAL PUBLIC ASSISTANCE
14 PROGRAMS.

15 (2) (a) ON OR BEFORE DECEMBER 31, 2022, THE STATE
16 DEPARTMENT SHALL ENTER INTO AN AGREEMENT WITH A THIRD PARTY TO
17 CONDUCT A PUBLIC ASSISTANCE PROGRAMS WORKLOAD STUDY. ON OR
18 BEFORE SEPTEMBER 30, 2023, THE THIRD PARTY SHALL COMPLETE THE
19 STUDY AND DELIVER THE RESULTS OF THE STUDY TO THE JOINT BUDGET
20 COMMITTEE, THE STATE DEPARTMENT, AND THE DEPARTMENT OF HEALTH
21 CARE POLICY AND FINANCING.

22 (b) (I) THE WORKLOAD STUDY MUST EVALUATE COUNTY
23 PROCESSES AND ADMINISTRATIVE WORKLOAD RELATED TO
24 ADMINISTERING PUBLIC ASSISTANCE PROGRAMS, INCLUDING PROCESSING
25 APPLICATIONS, ELIGIBILITY REDETERMINATIONS, ACCURACY IN
26 DETERMINING ELIGIBILITY, AND ELIGIBILITY APPEALS. THE STUDY MUST
27 INCLUDE CONSIDERATION OF, BUT IS NOT LIMITED TO CONSIDERING, THE

1 FOLLOWING DATA: COUNTY POPULATION INFORMATION; PUBLIC
2 ASSISTANCE STAFF BY COUNTY; COUNTY BUDGET INFORMATION; KEY
3 TASKS PERFORMED BY COUNTY ADMINISTRATIVE STAFF; DETAILED
4 RESULTS FOR TIME SPENT PER CASE ON INDIVIDUAL TASKS; COUNTY
5 BUSINESS PROCESSES AND QUALITY ASSURANCE; AND DEVELOPMENT OF
6 A METHOD TO CREATE ADMINISTRATIVE WORKLOAD AND STAFFING
7 MODELS.

8 (II) ALL COUNTIES ARE ENCOURAGED TO PARTICIPATE IN THE
9 WORKLOAD STUDY. IF A COUNTY ELECTS NOT TO PARTICIPATE IN THE
10 STUDY, THE STATE DEPARTMENT AND THE DEPARTMENT OF HEALTH CARE
11 POLICY AND FINANCING SHALL DETERMINE THE PROXY DATA FOR EACH
12 NONPARTICIPATING COUNTY TO BE USED IN THE STUDY.

13 (c) THIS SUBSECTION (2) IS REPEALED, EFFECTIVE JUNE 30, 2024.

14 (3) (a) ON OR BEFORE JULY 1, 2023, THE STATE DEPARTMENT
15 SHALL ENTER INTO AN AGREEMENT WITH AN OUTSIDE ENTITY TO DEVELOP
16 A COUNTY ADMINISTRATION OF PUBLIC ASSISTANCE PROGRAMS FUNDING
17 MODEL TO DETERMINE THE AMOUNT OF MONEY NECESSARY TO FUND
18 COUNTY ADMINISTRATION OF PUBLIC ASSISTANCE PROGRAMS IN EACH
19 COUNTY, WHICH ADMINISTRATION INCLUDES PROCESSING PROGRAM
20 APPLICATIONS, ELIGIBILITY REDETERMINATIONS, AND ELIGIBILITY
21 APPEALS. THE OUTSIDE ENTITY MAY BE THE SAME ENTITY AS THE THIRD
22 PARTY THAT PERFORMS THE WORKLOAD STUDY DESCRIBED IN SUBSECTION
23 (2) OF THIS SECTION.

24 (b) (I) ON OR BEFORE MARCH 31, 2024, THE OUTSIDE ENTITY
25 SHALL DEVELOP THE FUNDING MODEL FOR FISCAL YEAR 2024-25 IN
26 ACCORDANCE WITH THE RECOMMENDATIONS OF THE STATE DEPARTMENT,
27 WITH INPUT FROM THE COUNTY DEPARTMENTS; THE DEPARTMENT OF

1 HEALTH CARE POLICY AND FINANCING; AND THE JOINT BUDGET
2 COMMITTEE. THE OUTSIDE ENTITY SHALL DELIVER THE RESULTS OF THE
3 MODEL TO THE JOINT BUDGET COMMITTEE, THE STATE DEPARTMENT, THE
4 DEPARTMENT OF HEALTH CARE POLICY AND FINANCING, AND THE COUNTY
5 DEPARTMENTS.

6 (II) THIS SUBSECTION (3) IS REPEALED, EFFECTIVE DECEMBER 31,
7 2025.

8 (4) (a) ON OR BEFORE JULY 1, 2024, AND ON OR BEFORE JULY 1
9 EVERY THIRD YEAR THEREAFTER, THE STATE DEPARTMENT SHALL ENTER
10 INTO AN AGREEMENT WITH AN OUTSIDE ENTITY TO ANNUALLY UPDATE
11 AND MODIFY THE FUNDING MODEL. THE OUTSIDE ENTITY MAY BE THE
12 SAME ENTITY THAT DEVELOPED THE INITIAL OR PREVIOUS FUNDING
13 MODEL.

14 (b) ON OR BEFORE MARCH 31, 2025, AND ON OR BEFORE MARCH
15 31 OF EACH YEAR THEREAFTER, THE OUTSIDE ENTITY SHALL UPDATE AND
16 MODIFY THE FUNDING MODEL TO BE USED FOR THE SUBSEQUENT STATE
17 FISCAL YEAR. FOR EACH YEAR, THE OUTSIDE ENTITY SHALL UPDATE THE
18 FUNDING MODEL IN ACCORDANCE WITH THE RECOMMENDATIONS OF THE
19 STATE DEPARTMENT AND THE DEPARTMENT OF HEALTH CARE POLICY AND
20 FINANCING, AFTER THE DEPARTMENTS CONSIDER THE EVALUATION
21 GROUP'S RECOMMENDATIONS AND INPUT FROM THE COUNTY
22 DEPARTMENTS, AND THE JOINT BUDGET COMMITTEE. THE OUTSIDE ENTITY
23 SHALL DELIVER THE RESULTS OF THE MODEL TO THE STATE DEPARTMENT,
24 THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING, COUNTY
25 DEPARTMENTS THAT ADMINISTER PUBLIC ASSISTANCE PROGRAMS, AND
26 THE JOINT BUDGET COMMITTEE. THE OUTSIDE ENTITY SHALL ALSO
27 DELIVER THE RESULTS TO THE OFFICE OF STATE PLANNING AND BUDGETING

1 SO THAT THE OFFICE CAN USE THE RESULTS TO INFORM ITS ANNUAL
2 BUDGET REQUESTS SUBMITTED TO THE JOINT BUDGET COMMITTEE.

3 (5) THE FUNDING MODEL MUST INCLUDE:

4 (a) THE NUMBER OF ELIGIBILITY STAFF, LEAD WORKERS, QUALITY
5 ASSURANCE STAFF, INVESTIGATORS, CLAIMS ESTABLISHMENT AND
6 COLLECTIONS STAFF, ATTORNEYS, AND ADDITIONAL SUPPORT STAFF
7 NECESSARY FOR A COUNTY TO PERFORM ALL RESPONSIBILITIES REQUIRED
8 BY STATE AND FEDERAL LAW, AND MUST INCLUDE A COMPONENT THAT
9 CONSIDERS THE TIME AND EFFORT REQUIRED TO EFFECTIVELY TRAIN STAFF
10 IN THEIR RESPECTIVE AREAS OF RESPONSIBILITY ASSOCIATED WITH HUMAN
11 SERVICES PUBLIC ASSISTANCE PROGRAMS AND MEDICAL PUBLIC
12 ASSISTANCE PROGRAMS;

13 (b) FACTORS ADDRESSING DEMOGRAPHIC DATA, INCLUDING
14 POVERTY STATISTICS, AND STATE AND LOCAL ECONOMIC DRIVERS,
15 INCLUDING STAFF COMPENSATION, AT BOTH THE COUNTY AND REGIONAL
16 LEVELS, THAT MAY INFLUENCE THE OVERALL COST OF DELIVERING PUBLIC
17 ASSISTANCE PROGRAMS IN EACH COUNTY, WITH AN EMPHASIS ON BUILDING
18 CAPACITY TO PROVIDE SERVICES BASED ON THE NEEDS OF THE
19 INDIVIDUALS AND HOUSEHOLDS;

20 (c) THE ESTIMATED ADMINISTRATIVE WORKLOAD FOR EACH
21 COUNTY TO MAKE PUBLIC ASSISTANCE PROGRAM ELIGIBILITY
22 DETERMINATIONS, TO BE FUNDED BY THE MONEY ALLOCATED TO
23 COUNTIES PURSUANT TO SECTION 26-1-122;

24 (d) A COMPONENT THAT SUPPORTS BUSINESS PROCESS
25 IMPROVEMENTS AS DESCRIBED IN SECTION 26-1-122.3 (1)(b)(IX) IN EACH
26 COUNTY; AND

27 (e) INCENTIVES FOR COUNTIES FOR THE DELIVERY OF PUBLIC

1 ASSISTANCE PROGRAMS. THE FUNDING MODEL MUST PROVIDE INCENTIVES
2 TO COUNTIES BASED ON MEASUREMENTS AND METRICS ESTABLISHED BY
3 THE STATE DEPARTMENT AND DEPARTMENT OF HEALTH CARE POLICY AND
4 FINANCING, AFTER CONSIDERATION OF THE EVALUATION GROUP'S
5 RECOMMENDATIONS AND WITH INPUT FROM THE COUNTY DEPARTMENTS.
6 THE MEASUREMENTS AND METRICS MUST INCLUDE BUSINESS PROCESS
7 IMPROVEMENT METRICS THAT SUPPORT MORE TIMELY APPLICATION
8 PROCESSING, ELIGIBILITY REDETERMINATIONS, ACCURACY IN THE
9 DETERMINING OF ELIGIBILITY, AND ELIGIBILITY APPEALS.

10 (6) (a) THE JOINT BUDGET COMMITTEE SHALL USE THE RESULTS OF
11 THE FUNDING MODEL TO INFORM ITS DECISIONS REGARDING THE AMOUNT
12 OF THE APPROPRIATION TO THE STATE DEPARTMENT FOR COUNTY
13 ADMINISTRATION OF HUMAN SERVICES PUBLIC ASSISTANCE PROGRAMS
14 AND THE AMOUNT OF THE APPROPRIATION TO THE DEPARTMENT OF
15 HEALTH CARE POLICY AND FINANCING FOR COUNTY ADMINISTRATION OF
16 MEDICAL PUBLIC ASSISTANCE PROGRAMS.

17 (b) THE STATE DEPARTMENT SHALL ALLOCATE MONEY TO
18 COUNTIES FOR HUMAN SERVICES PUBLIC ASSISTANCE PROGRAMS IN
19 ACCORDANCE WITH THE RESULTS OF THE FUNDING MODEL. THE
20 DEPARTMENT OF HEALTH CARE POLICY AND FINANCING SHALL ALLOCATE
21 MONEY TO COUNTIES AS PERMITTED BY STATE AND FEDERAL LAW FOR
22 MEDICAL PUBLIC ASSISTANCE PROGRAMS IN ACCORDANCE WITH THE
23 RESULTS OF THE FUNDING MODEL. IF THE APPROPRIATION MADE FOR A
24 FISCAL YEAR TO EITHER DEPARTMENT IS NOT EQUAL TO THE AMOUNT
25 NECESSARY TO FULLY FUND THE ALLOCATIONS REQUIRED BY THE FUNDING
26 MODEL, THE AFFECTED DEPARTMENT SHALL ADJUST THE ALLOCATION TO
27 EACH COUNTY TO ENSURE THAT THE FUNDING MADE AVAILABLE TO ALL

1 COUNTIES DOES NOT EXCEED THE ANNUAL APPROPRIATION.

2 (7) (a) (I) ON OR BEFORE OCTOBER 1, 2024, AND ON OR BEFORE
3 OCTOBER 1 OF EACH YEAR THEREAFTER, THE EXECUTIVE DIRECTOR OF THE
4 STATE DEPARTMENT SHALL CONVENE AN EVALUATION GROUP TO
5 EVALUATE THE FUNDING MODEL.

6 (II) THE EVALUATION GROUP CONSISTS OF SEVEN MEMBERS WHO
7 ARE EXPERTS IN PUBLIC ASSISTANCE PROGRAMS, APPOINTED BY THE
8 EXECUTIVE DIRECTOR OF THE STATE DEPARTMENT, IN CONSULTATION
9 WITH THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING AND THE
10 COUNTIES. THE MEMBERS SERVE AT THE PLEASURE OF THE EXECUTIVE
11 DIRECTOR. AT LEAST ONE MEMBER MUST BE A REPRESENTATIVE OF THE
12 STATE DEPARTMENT WITH HUMAN SERVICES PUBLIC ASSISTANCE
13 PROGRAMS FUNDING EXPERTISE, ONE MEMBER MUST BE A
14 REPRESENTATIVE OF THE DEPARTMENT OF HEALTH CARE POLICY AND
15 FINANCING WITH MEDICAL PUBLIC ASSISTANCE PROGRAMS FUNDING
16 EXPERTISE, AND TWO MEMBERS MUST BE COUNTY FINANCIAL OFFICERS, OF
17 WHICH ONE EACH MUST REPRESENT A RURAL AND AN URBAN COUNTY.

18 (III) THE MEMBERS OF THE EVALUATION GROUP SERVE WITHOUT
19 COMPENSATION OR REIMBURSEMENT FOR EXPENSES INCURRED IN THE
20 PERFORMANCE OF THEIR DUTIES.

21 (b) THE EVALUATION GROUP SHALL EVALUATE THE FUNDING
22 MODEL TO ENSURE THAT IT IS CONSISTENT WITH CHANGES TO STATE AND
23 FEDERAL LAW AND SATISFIES THE REQUIREMENTS FOR THE FUNDING
24 MODEL SET FORTH IN SUBSECTION (5) OF THIS SECTION.

25 (c) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), ON OR
26 BEFORE DECEMBER 31, 2024, AND ON OR BEFORE DECEMBER 31 OF EACH
27 YEAR THEREAFTER, THE EVALUATION GROUP MUST COMPLETE ITS ANNUAL

1 EVALUATION OF THE FUNDING MODEL AND DELIVER ITS FINDINGS AND
2 RECOMMENDATIONS TO THE STATE DEPARTMENT, THE DEPARTMENT OF
3 HEALTH CARE POLICY AND FINANCING, AND THE JOINT BUDGET
4 COMMITTEE.

5 (8) (a) ON OR BEFORE NOVEMBER 15, 2025, AND ON OR BEFORE
6 NOVEMBER 15 OF EACH YEAR THEREAFTER, THE STATE DEPARTMENT
7 SHALL SUBMIT A REPORT REGARDING THE FUNDING MODEL TO THE JOINT
8 BUDGET COMMITTEE. THE REPORT MUST INCLUDE THE FOLLOWING
9 INFORMATION CONCERNING THE PREVIOUS FISCAL YEAR:

10 (I) THE RESULTS OF THE FUNDING MODEL, INCLUDING THE COST
11 PER COUNTY NECESSARY TO MEET ALL STATE AND FEDERAL
12 REQUIREMENTS FOR THE COMPREHENSIVE DELIVERY OF PUBLIC
13 ASSISTANCE BENEFITS;

14 (II) THE TOTAL AMOUNT APPROPRIATED FOR HUMAN SERVICES
15 PUBLIC ASSISTANCE PROGRAMS TO THE STATE DEPARTMENT AND FOR
16 MEDICAL PUBLIC ASSISTANCE PROGRAMS TO THE DEPARTMENT OF HEALTH
17 CARE POLICY AND FINANCING, AND THE DIFFERENCE BETWEEN EACH
18 COUNTY'S ACTUAL ALLOCATION AND THE ALLOCATION AMOUNT
19 IDENTIFIED BY THE FUNDING MODEL;

20 (III) THE FINAL CLOSE-OUT FOR THE PREVIOUS FISCAL YEAR;

21 (IV) ANY MODIFICATIONS MADE TO THE MODEL TO IMPROVE THE
22 ACCURACY OF THE DATA;

23 (V) A DESCRIPTION OF THE INCENTIVES INCLUDED IN THE FUNDING
24 MODEL AND THE AMOUNT OF INCENTIVES PROVIDED TO EACH COUNTY;

25 (VI) AN EVALUATION OF COUNTY BUSINESS PROCESSES AND
26 WORKFLOW, INCLUDING MODIFICATIONS MADE BY A COUNTY THAT HAVE
27 IMPROVED OR ARE INTENDED TO IMPROVE WORKFLOW AND THE TIMELINES

1 OF ELIGIBILITY DETERMINATIONS; AND

2 (VII) ANY OTHER ISSUES RELATED TO FUNDING THE DELIVERY OF
3 PUBLIC ASSISTANCE BENEFITS.

4 (b) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), THE
5 REPORTING REQUIREMENT DESCRIBED IN THIS SUBSECTION (8) CONTINUES
6 INDEFINITELY.

7 **SECTION 2.** In Colorado Revised Statutes, 26-1-121, **amend** (2)
8 as follows:

9 **26-1-121. Appropriations - food distribution programs.**

10 (2) (a) The general assembly shall appropriate from the general fund for
11 the costs of administering assistance payments, food stamps, social
12 services, the food pantry assistance grant program created in section
13 26-2-139, and other public assistance and welfare functions of the state
14 department and the state's share of the costs of administering such
15 functions by the county departments amounts sufficient for the proper and
16 efficient performance of the duties imposed upon them by law, including
17 a legal advisor appointed by the attorney general. The general assembly
18 shall make two separate appropriations, one for the administrative costs
19 of the state department and another for the administrative costs of the
20 county departments. Any applicable matching federal funds must be
21 apportioned in accordance with the federal regulations accompanying
22 such funds. Any unobligated and unexpended balances of such state funds
23 so appropriated remaining at the end of each fiscal year must be credited
24 to the state general fund.

25 (b) BEGINNING WITH FISCAL YEAR 2024-25, BEFORE MAKING THE
26 APPROPRIATION DESCRIBED IN SUBSECTION (2)(a) OF THIS SECTION, THE
27 GENERAL ASSEMBLY SHALL CONSIDER, BUT IS NOT REQUIRED TO

1 APPROPRIATE AMOUNTS INCLUDED IN, THE RESULTS OF THE PUBLIC
2 ASSISTANCE PROGRAMS FUNDING MODEL DESCRIBED IN SECTION
3 26-1-121.5.

4 **SECTION 3.** In Colorado Revised Statutes, 26-1-122, **amend**
5 (2)(a) as follows:

6 **26-1-122. County appropriations and expenditures -**
7 **advancements - procedures.** (2) (a) The county boards, in accordance
8 with the rules of the state department, shall file requests with the state
9 department for advancement of funds for the program costs of assistance
10 payments, food stamps (except the value of food stamp coupons), and
11 social services and for the administrative costs of each. The state
12 department shall determine the requirements of each county for ~~such~~
13 program costs ~~and administrative costs~~ taking into consideration available
14 funds and all pertinent facts and circumstances, AND ADMINISTRATIVE
15 COSTS, IN ACCORDANCE WITH THE FUNDING MODEL DESCRIBED IN SECTION
16 26-1-121.5, and shall certify by voucher to the controller the amounts to
17 be paid to each county. The amounts so certified ~~shall~~ MUST be paid from
18 the state treasury upon voucher of the state department and warrant of the
19 controller and ~~shall~~ MUST be credited by the county treasurer to the county
20 social services fund in accordance with the law and rules of the state
21 department.

22 **SECTION 4.** In Colorado Revised Statutes, 25.5-8-111, **add** (3)
23 as follows:

24 **25.5-8-111. Department - administration - outsourcing.** (3) IF
25 THE STATE DEPARTMENT USES COUNTY DEPARTMENTS OF HUMAN OR
26 SOCIAL SERVICES TO PERFORM FUNCTIONS RELATING TO THE
27 ADMINISTRATION OF THE CHILDREN'S BASIC HEALTH PLAN PURSUANT TO

1 SUBSECTION (1)(a)(II) OF THIS SECTION AND ALLOCATES MONEY TO A
2 COUNTY FOR THAT PURPOSE, THE STATE DEPARTMENT SHALL MAKE THE
3 ALLOCATION IN ACCORDANCE WITH THE RESULTS OF THE PUBLIC
4 ASSISTANCE PROGRAMS FUNDING MODEL DESCRIBED IN SECTION
5 26-1-121.5.

6 **SECTION 5. Safety clause.** The general assembly hereby finds,
7 determines, and declares that this act is necessary for the immediate
8 preservation of the public peace, health, or safety.

Second Regular Session
Seventy-third General Assembly
STATE OF COLORADO

DRAFT
4.8.22

DRAFT

LLS NO. 22-0989.02 Ed DeCecco x4216

COMMITTEE BILL

Joint Budget Committee

BILL TOPIC: "General Fund Transfer To PERA Payment Cash Fund"

A BILL FOR AN ACT

101 **CONCERNING A TRANSFER FROM THE GENERAL FUND TO THE PERA**
102 **PAYMENT CASH FUND.**

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/>.)

Joint Budget Committee. On July 1, 2022, the state treasurer is required to transfer \$198,470,883 from the general fund to the PERA payment cash fund.

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

*Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

1 **SECTION 1.** In Colorado Revised Statutes, 24-51-416, **amend**
2 (1) as follows:

3 **24-51-416. PERA payment cash fund - creation.** (1) (a) The
4 PERA payment cash fund, referred to in this section as the "fund", is
5 hereby created in the state treasury. The fund consists of money
6 TRANSFERRED TO THE FUND IN ACCORDANCE WITH SUBSECTION (1)(b) OF
7 THIS SECTION AND ANY OTHER MONEY that the general assembly may
8 appropriate or transfer to the fund. The state treasurer shall credit all
9 interest and income derived from the deposit and investment of money in
10 the PERA payment cash fund to the fund.

11 (b) ON JULY 1, 2022, THE STATE TREASURER SHALL TRANSFER ONE
12 HUNDRED NINETY-EIGHT MILLION FOUR HUNDRED SEVENTY THOUSAND
13 EIGHT HUNDRED EIGHTY-THREE DOLLARS FROM THE GENERAL FUND TO
14 THE FUND.

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