

CHAPTER 74

HEALTH CARE POLICY AND FINANCING

SENATE BILL 23-223

BY SENATOR(S) Zenzinger and Kirkmeyer, Bridges, Cutter, Gardner, Ginal, Kolker, Lundeen, Priola, Winter F.;
also REPRESENTATIVE(S) Bird and Bockenfeld, Sirota, Amabile, Epps, Joseph, Lieder, Lindsay, Lindstedt, Marshall, Martinez,
Michaelson Jenet, Snyder, Taggart, Young, McCluskie.

AN ACT

**CONCERNING THE ANNUAL REPORT THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING
SUBMITS TO THE JOINT BUDGET COMMITTEE CONCERNING THE MEDICAID PROVIDER RATE
REVIEW PROCESS.**

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

SECTION 1. In Colorado Revised Statutes, 25.5-4-401.5, **amend as it will become effective May 1, 2025**, (2)(d)(I) as follows:

25.5-4-401.5. Review of provider rates - advisory committee - recommendations - repeal. (2) (d) (I) Notwithstanding section 24-1-136 (11)(a)(I), on or before November 1, ~~2025~~ 2023, and each November 1 thereafter, the state department shall submit a written report to the joint budget committee and the advisory committee on the analysis required pursuant to subsection (2)(a) of this section, a description of the information discussed during the quarterly public meeting conducted pursuant to subsection (2)(e) of this section, and the state department's recommendations on all of the provider rates reviewed pursuant to this section and all of the data relied upon by the state department in making the recommendations. The joint budget committee shall consider the recommendations in formulating the state department's budget.

SECTION 2. In Session Laws of Colorado 2022, **amend** section 3 of chapter 410, as follows:

Section 3. **Act subject to petition - effective date.** Section 25.5-4-401.5 (3), as enacted in section 1 of this act, takes effect December 1, 2022, ~~section 25.5-4-401.5 (2)(d), as enacted in section 1 of this section, takes effect May 1, 2025~~ SECTION 25.5-4-401.5 (2)(a), AS ENACTED IN SECTION 1 OF THIS ACT, TAKES EFFECT APRIL 30,

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.

2023, and the remainder of this act takes effect July 1, 2023; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within the ninety-day period after final adjournment of the general assembly, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2022 and, in such case, will take effect July 1, 2023, or on the date of the official declaration of the vote thereon by the governor, whichever is later; except that section 25.5-4-401.5 (3), as enacted in section 1 of this act, takes effect December 1, 2022, and ~~section 25.5-4-401.5 (2)(d), as enacted in section 1 of this section, takes effect May 1, 2025~~ SECTION 25.5-4-401.5 (2)(a), AS ENACTED IN SECTION 1 OF THIS ACT, TAKES EFFECT APRIL 30, 2023.

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, or safety.

Approved: April 17, 2023