

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Appropriations.

HB22-1289 be amended as follows:

1 Amend the Public & Behavioral Health & Human Services Committee  
2 Report, dated March 25, 2022, page 1, after line 6 insert:

3 "Page 7 of the printed bill, after line 6 insert:

4 "SECTION 4. In Colorado Revised Statutes, 24-75-109, add  
5 (1)(a.7) and (1)(a.8) as follows:

6 **24-75-109. Controller may allow expenditures in excess of**  
7 **appropriations - limitations - appropriations for subsequent fiscal**  
8 **year restricted - repeal.** (1) For the purpose of closing the state's books,  
9 and subject to the provisions of this section, the controller may, on or  
10 after May 1 of any fiscal year and before the forty-fifth day after the close  
11 thereof, upon approval of the governor, allow any department, institution,  
12 or agency of the state, including any institution of higher education, to  
13 make an expenditure in excess of the amount authorized by an item of  
14 appropriation for such fiscal year if:

15 (a.7) THE OVEREXPENDITURE IS BY THE DEPARTMENT OF HEALTH  
16 CARE POLICY AND FINANCING FOR THE STATE MEDICAL ASSISTANCE  
17 PROGRAM, ESTABLISHED PURSUANT TO SECTION 25.5-2-104; OR

18 (a.8) THE OVEREXPENDITURE IS BY THE DEPARTMENT OF HEALTH  
19 CARE POLICY AND FINANCING FOR THE STATE CHILDREN'S BASIC HEALTH  
20 PLAN, ESTABLISHED PURSUANT TO SECTION 25.5-2-105; OR".

21 Renumber succeeding sections accordingly."

22 Page 1 of the report, after line 8 insert:

23 "Page 9 of the bill, line 22, strike "JANUARY 1, 2024," and substitute "NO  
24 LATER THAN JANUARY 1, 2025,"."

25 Page 1 of the report, strike lines 9 and 10 and substitute:

26 "Page 11 of the bill, strike lines 4 through 13 and substitute:

27 "(8) (a) DURING ITS 2024 PRESENTATION TO THE JOINT BUDGET  
28 COMMITTEE OF THE GENERAL ASSEMBLY AND IN ITS PRESENTATION TO THE  
29 HEALTH AND HUMAN SERVICES COMMITTEE OF THE SENATE AND THE  
30 HEALTH AND INSURANCE COMMITTEE OF THE HOUSE OF REPRESENTATIVES,  
31 OR ANY SUCCESSOR COMMITTEES, AT THE HEARING HELD PURSUANT TO  
32 SECTION 2-7-203 (2)(a) OF THE "STATE MEASUREMENT FOR  
33 ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART)  
34 GOVERNMENT ACT", THE STATE DEPARTMENT SHALL REPORT ON ITS  
35 PLANS AND PROGRESS IN IMPLEMENTING STATE MEDICAL ASSISTANCE.

1 (b) BEGINNING JANUARY 1, 2026, AND CONTINUING EVERY  
2 JANUARY THEREAFTER, THE STATE DEPARTMENT, IN ITS PRESENTATION TO  
3 THE JOINT BUDGET COMMITTEE OF THE GENERAL ASSEMBLY AND IN ITS  
4 PRESENTATION TO THE HEALTH AND HUMAN SERVICES COMMITTEE OF THE  
5 SENATE AND THE HEALTH AND INSURANCE COMMITTEE OF THE HOUSE OF  
6 REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES, AT THE HEARING  
7 HELD PURSUANT TO SECTION 2-7-203 (2)(a) OF THE "STATE  
8 MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT  
9 (SMART) GOVERNMENT ACT", SHALL REPORT ON THE COST SAVINGS AND  
10 HEALTH IMPROVEMENTS ASSOCIATED WITH STATE MEDICAL ASSISTANCE."

11 Page 11 of the bill, line 15, strike "JANUARY 1, 2024," and substitute "NO  
12 LATER THAN JANUARY 1, 2025,".

13 Page 12 of the bill, strike lines 22 through 27.

14 Page 13 of the bill, strike lines 1 through 5 and substitute:

15 "(8) (a) DURING ITS 2024 PRESENTATION TO THE JOINT BUDGET  
16 COMMITTEE OF THE GENERAL ASSEMBLY AND IN ITS PRESENTATION TO THE  
17 HEALTH AND HUMAN SERVICES COMMITTEE OF THE SENATE AND THE  
18 HEALTH AND INSURANCE COMMITTEE OF THE HOUSE OF REPRESENTATIVES,  
19 OR ANY SUCCESSOR COMMITTEES, AT THE HEARING HELD PURSUANT TO  
20 SECTION 2-7-203 (2)(a) OF THE "STATE MEASUREMENT FOR  
21 ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART)  
22 GOVERNMENT ACT", THE STATE DEPARTMENT SHALL REPORT ON ITS  
23 PLANS AND PROGRESS IN IMPLEMENTING THE STATE BASIC HEALTH PLAN.

24 (b) BEGINNING JANUARY 1, 2026, AND CONTINUING EVERY  
25 JANUARY THEREAFTER, THE STATE DEPARTMENT, IN ITS PRESENTATION TO  
26 THE JOINT BUDGET COMMITTEE OF THE GENERAL ASSEMBLY AND IN ITS  
27 PRESENTATION TO THE HEALTH AND HUMAN SERVICES COMMITTEE OF THE  
28 SENATE AND THE HEALTH AND INSURANCE COMMITTEE OF THE HOUSE OF  
29 REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES, AT THE HEARING  
30 HELD PURSUANT TO SECTION 2-7-203 (2)(a) OF THE "STATE  
31 MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT  
32 (SMART) GOVERNMENT ACT", SHALL REPORT ON THE COST SAVINGS AND  
33 HEALTH IMPROVEMENTS ASSOCIATED WITH THE STATE BASIC HEALTH  
34 PLAN."

35 Page 13 of the bill, after line 16 insert:

36 "SECTION 10. In Colorado Revised Statutes, 25.5-4-201, amend  
37 (1) as follows:

38 25.5-4-201. Cash system of accounting - financial  
39 administration of medical services premiums - medical programs

1 **administered by department of human services - federal**  
2 **contributions - rules.** (1) The state department shall utilize the cash  
3 system of accounting, as enunciated by the governmental accounting  
4 standards board, regardless of the source of revenues involved, for all  
5 activities of the state department relating to the financial administration  
6 of any nonadministrative expenditure that qualifies for federal financial  
7 participation under Title XIX of the federal "Social Security Act", AND  
8 FOR THE ADMINISTRATION OF THE STATE-FUNDED HEALTH AND MEDICAL  
9 CARE PROGRAM, CREATED PURSUANT TO SECTION 25.5-2-104, AND FOR  
10 THE STATE CHILDREN'S BASIC HEALTH PLAN, CREATED PURSUANT TO  
11 SECTION 25.5-2-105, except for expenditures under the program for the  
12 medically indigent, article 3 of this ~~title~~ TITLE 25.5".

13 Renumber succeeding sections accordingly."."

14 Page 1 of the report, line 13, strike "STATE-SUBSIDIZED INDIVIDUAL  
15 HEALTH CARE COVERAGE" and substitute "A STATE-SUBSIDIZED  
16 INDIVIDUAL HEALTH COVERAGE PLAN".

17 Page 1 of the report, line 16, strike "25.5-5-201 (6).". and substitute  
18 "25.5-5-201 (6). TO THE EXTENT SUCH FEDERAL FUNDS ARE USED TO  
19 ENHANCE OR EXPAND A STATE-SUBSIDIZED INDIVIDUAL HEALTH  
20 COVERAGE PLAN, AS DEFINED IN SECTION 10-16-1203 (15), THE HEALTH  
21 INSURANCE AFFORDABILITY ENTERPRISE CREATED PURSUANT TO SECTION  
22 10-16-1204 MUST RECEIVE, DEPOSIT INTO THE HEALTH INSURANCE  
23 AFFORDABILITY CASH FUND CREATED IN SECTION 10-16-1206, AND  
24 ALLOCATE THE FEDERAL SHARE OF THE MEDICAL ASSISTANCE PAYMENTS  
25 PURSUANT TO SECTION 10-16-1205 (2), SUBJECT TO ANY CONDITIONS SET  
26 FORTH IN THE APPROVAL OF THE WAIVER."."

27 Page 1 of the report, before line 17 insert:  
28 "Page 15 of the bill, line 26, strike "JANUARY 1, 2024," and substitute "NO  
29 LATER THAN JANUARY 1, 2025,"."

30 Page 1 of the report, strike line 20 and substitute:  
31 "Page 16 of the bill, strike lines 15 through 25 and substitute:  
32 "(d) (I) DURING ITS 2024 PRESENTATION TO THE JOINT BUDGET  
33 COMMITTEE OF THE GENERAL ASSEMBLY AND IN ITS PRESENTATION TO THE  
34 HEALTH AND HUMAN SERVICES COMMITTEE OF THE SENATE AND THE  
35 HEALTH AND INSURANCE COMMITTEE OF THE HOUSE OF REPRESENTATIVES,  
36 OR ANY SUCCESSOR COMMITTEES, AT THE HEARING HELD PURSUANT TO  
37 SECTION 2-7-203 (2)(a) OF THE "STATE MEASUREMENT FOR  
38 ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART)

1 GOVERNMENT ACT", THE STATE DEPARTMENT SHALL REPORT ON ITS  
2 PLANS AND PROGRESS IN IMPLEMENTING THE COVERAGE EXPANSION  
3 CREATED PURSUANT TO THIS SUBSECTION (6).

4 (II) BEGINNING JANUARY 1, 2026, AND CONTINUING EVERY  
5 JANUARY THEREAFTER, THE STATE DEPARTMENT, IN ITS PRESENTATION TO  
6 THE JOINT BUDGET COMMITTEE OF THE GENERAL ASSEMBLY AND IN ITS  
7 PRESENTATION TO THE HEALTH AND HUMAN SERVICES COMMITTEE OF THE  
8 SENATE AND THE HEALTH AND INSURANCE COMMITTEE OF THE HOUSE OF  
9 REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES, AT THE HEARING  
10 HELD PURSUANT TO SECTION 2-7-203 (2)(a) OF THE "STATE  
11 MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT  
12 (SMART) GOVERNMENT ACT", SHALL REPORT ON THE COST SAVINGS AND  
13 HEALTH IMPROVEMENTS ASSOCIATED WITH THE COVERAGE EXPANSION  
14 CREATED PURSUANT TO THIS SUBSECTION (6).".

15 Page 2 of the report, after line 34 insert:

16 "Page 21 of the bill, line 17, strike "JANUARY 1, 2024," and substitute "NO  
17 LATER THAN JANUARY 1, 2025,"."

18 Strike page 3, line 2 of the report and substitute:

19 "Page 22 of the bill, strike lines 2 through 12 and substitute:

20 "(c) (I) DURING ITS 2024 PRESENTATION TO THE JOINT BUDGET  
21 COMMITTEE OF THE GENERAL ASSEMBLY AND IN ITS PRESENTATION TO THE  
22 HEALTH AND HUMAN SERVICES COMMITTEE OF THE SENATE AND THE  
23 HEALTH AND INSURANCE COMMITTEE OF THE HOUSE OF REPRESENTATIVES,  
24 OR ANY SUCCESSOR COMMITTEES, AT THE HEARING HELD PURSUANT TO  
25 SECTION 2-7-203 (2)(a) OF THE "STATE MEASUREMENT FOR  
26 ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART)  
27 GOVERNMENT ACT", THE STATE DEPARTMENT SHALL REPORT ON ITS  
28 PLANS AND PROGRESS IN IMPLEMENTING THE COVERAGE EXPANSION  
29 CREATED PURSUANT TO THIS SUBSECTION (7).

30 (II) BEGINNING JANUARY 1, 2026, AND CONTINUING EVERY  
31 JANUARY THEREAFTER, THE STATE DEPARTMENT, IN ITS PRESENTATION TO  
32 THE JOINT BUDGET COMMITTEE OF THE GENERAL ASSEMBLY AND IN ITS  
33 PRESENTATION TO THE HEALTH AND HUMAN SERVICES COMMITTEE OF THE  
34 SENATE AND THE HEALTH AND INSURANCE COMMITTEE OF THE HOUSE OF  
35 REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES, AT THE HEARING  
36 HELD PURSUANT TO SECTION 2-7-203 (2)(a) OF THE "STATE  
37 MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT  
38 (SMART) GOVERNMENT ACT", SHALL REPORT ON THE COST SAVINGS AND  
39 HEALTH IMPROVEMENTS ASSOCIATED WITH THE COVERAGE EXPANSION  
40 CREATED PURSUANT TO THIS SUBSECTION (7).".

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