

HB26-1018 be amended as follows:

1 Amend printed bill, strike everything below the enacting clause and
2 substitute:

3 **"SECTION 1.** In Colorado Revised Statutes, **add 25.5-6-120** as
4 follows:

5 **25.5-6-120. Transition coordination stakeholder process - data**
6 **collection - report - legislative recommendations - definitions - repeal.**

7 (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
8 REQUIRES:

9 (a) "ESCALATION" MEANS A DOCUMENTED PROCEDURE USED BY A
10 TRANSITION COORDINATION AGENCY, CASE MANAGEMENT AGENCY,
11 MANAGED CARE ENTITY, COUNTY DEPARTMENT, OR THE STATE
12 DEPARTMENT TO ELEVATE AND RESOLVE DELAYS, BARRIERS, OR
13 COORDINATION FAILURES THAT PREVENT OR RISK PREVENTING TIMELY
14 COMPLETION OF A TRANSITION, FOR THE PURPOSE OF FACILITATING AND
15 EXPEDITING THE PROCESSING AND COMPLETION OF THE TRANSITION.

16 (b) "TRANSITION COORDINATION AGENCY" MEANS AN ENTITY
17 CONTRACTED WITH OR DESIGNATED BY THE STATE DEPARTMENT TO
18 PROVIDE TRANSITION COORDINATION SERVICES TO MEMBERS
19 TRANSITIONING FROM AN INSTITUTIONAL OR FACILITY-BASED SETTING TO
20 A HOME- AND COMMUNITY-BASED SETTING, INCLUDING ASSISTING WITH
21 DISCHARGE PLANNING, SERVICE COORDINATION, PROVIDER
22 IDENTIFICATION, AND FACILITATION OF HOME- AND COMMUNITY-BASED
23 SERVICES NECESSARY TO SUPPORT A SAFE AND TIMELY TRANSITION.

24 (c) "TRANSITION PROCESS" MEANS THE SERIES OF COORDINATED
25 ACTIVITIES CONDUCTED BY THE STATE DEPARTMENT, TRANSITION
26 COORDINATION AGENCIES, CASE MANAGEMENT AGENCIES, MANAGED CARE
27 ENTITIES, COUNTIES, PROVIDERS, AND OTHER INVOLVED ENTITIES TO PLAN,
28 AUTHORIZE, AND IMPLEMENT A MEMBER'S MOVEMENT FROM AN
29 INSTITUTIONAL OR FACILITY-BASED SETTING TO A HOME- AND
30 COMMUNITY-BASED SETTING, INCLUDING ASSESSMENT, SERVICE
31 PLANNING, SERVICE AUTHORIZATION, PROVIDER ARRANGEMENT, AND
32 DISCHARGE COORDINATION.

33 (2) ON OR BEFORE JULY 1, 2026, THE STATE DEPARTMENT SHALL
34 ENGAGE A STAKEHOLDER PROCESS TO EVALUATE DATA REGARDING
35 INDIVIDUALS TRANSITIONING OUT OF A NURSING FACILITY AND INTO A
36 HOME- AND COMMUNITY-BASED SETTING AND DEVELOP LEGISLATIVE
37 RECOMMENDATIONS TO ENSURE CONTINUITY OF CARE, THROUGH-CARE
38 COORDINATION, AND SERVICE PLANNING FOR INDIVIDUALS TRANSITIONING
39 OUT OF A NURSING FACILITY AND INTO A HOME- AND COMMUNITY-BASED
40 SETTING.

1 (3) AT A MINIMUM, THE STAKEHOLDER PROCESS MUST INCLUDE
2 REPRESENTATIVES FROM THE FOLLOWING AGENCIES AND ORGANIZATIONS:
3 (a) TRANSITION COORDINATION AGENCIES;
4 (b) COUNTY DEPARTMENTS OF HUMAN OR SOCIAL SERVICES;
5 (c) CASE MANAGEMENT AGENCIES, AS DEFINED IN SECTION
6 25.5-6-1702;
7 (d) MANAGED CARE ENTITIES;
8 (e) INDIVIDUALS WHO HAVE TRANSITIONED OUT OF A NURSING
9 FACILITY AND INTO THE COMMUNITY AND THE INDIVIDUALS' CAREGIVERS
10 OR LEGAL REPRESENTATIVES; AND
11 (f) ANY OTHER AGENCY OR ORGANIZATION THE STATE
12 DEPARTMENT DEEMS NECESSARY TO PARTICIPATE IN THE STAKEHOLDER
13 PROCESS.
14 (4) AT A MINIMUM, THE STAKEHOLDER PROCESS MUST:
15 (a) DEVELOP A DETAILED, STEP-BY-STEP DESCRIPTION OF THE
16 CURRENT TRANSITION COORDINATION PROCESS, INCLUDING
17 IDENTIFICATION OF EACH ENTITY RESPONSIBLE FOR EACH STAGE OF THE
18 TRANSITION PROCESS;
19 (b) IDENTIFY STATUTORY, REGULATORY, AND CONTRACTUAL
20 TIMELINES APPLICABLE TO EACH ENTITY INVOLVED IN THE TRANSITION
21 PROCESS AND THE AMOUNT OF TIME EACH ENTITY HAS TO COMPLETE
22 REQUIRED ACTIONS;
23 (c) TO THE EXTENT POSSIBLE, COLLECT AND ANALYZE DATA
24 REGARDING:
25 (I) THE AVERAGE TIME REQUIRED TO COMPLETE EACH STAGE OF
26 THE TRANSITION PROCESS;
27 (II) THE AVERAGE DELAY THAT OCCURS AT EACH STAGE OF THE
28 TRANSITION PROCESS, IF ANY;
29 (III) THE NUMBER AND FREQUENCY OF ESCALATIONS USED WITHIN
30 THE TRANSITION PROCESS AND THE CIRCUMSTANCES UNDER WHICH
31 ESCALATION OCCURS;
32 (IV) THE NUMBER AND PERCENTAGE OF INDIVIDUALS WHO
33 TRANSITION OUT OF A NURSING FACILITY WITHOUT HOME- AND
34 COMMUNITY-BASED SERVICES IN PLACE AT THE TIME OF DISCHARGE; AND
35 (V) ANY ADDITIONAL DATA NECESSARY TO EVALUATE TRANSITION
36 PROCESS SYSTEM PERFORMANCE, ACCOUNTABILITY, AND OUTCOMES;
37 (d) IDENTIFY SYSTEM GAPS, DUPLICATIONS, BARRIERS, OR
38 MISALIGNED INCENTIVES CONTRIBUTING TO DELAYS OR FAILED
39 TRANSITIONS;
40 (e) EVALUATE, AS THEY RELATE TO THE TRANSITION PROCESS,
41 PAYMENT STRUCTURES, ACCOUNTABILITY MECHANISMS,
42 INFORMATION-SHARING PRACTICES, AND ROLE CLARITY AMONG ENTITIES;
43 AND

1 (f) DEVELOP LEGISLATIVE RECOMMENDATIONS TO IMPROVE
2 TIMELINES, ACCOUNTABILITY, AND OUTCOMES OF TRANSITION
3 COORDINATION.

4 (5) THE STATE DEPARTMENT SHALL USE THE EXISTING TRANSITION
5 STAKEHOLDER ADVISORY COUNCIL ESTABLISHED BY THE STATE
6 DEPARTMENT TO SUPPORT THE REQUIREMENTS OF SECTION 25.5-6-1501,
7 OR A SUCCESSOR ADVISORY BODY, TO FACILITATE THE WORK REQUIRED BY
8 THIS SECTION.

9 (6) THE STATE DEPARTMENT SHALL INCLUDE AS PART OF THE
10 STATE DEPARTMENT'S "SMART ACT" PRESENTATION REQUIRED BY
11 SECTION 2-7-203, A SUMMARY OF THE INFORMATION DETAILED IN
12 SUBSECTION (4) OF THIS SECTION AND LEGISLATIVE RECOMMENDATIONS
13 TO IMPROVE TRANSITION COORDINATION FOR CONSIDERATION DURING THE
14 2027 LEGISLATIVE SESSION.

15 (7) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2027.

16 **SECTION 2. Safety clause.** The general assembly finds,
17 determines, and declares that this act is necessary for the immediate
18 preservation of the public peace, health, or safety or for appropriations for
19 the support and maintenance of the departments of the state and state
20 institutions."

21 Page 1, strike lines 101 through 103 and substitute:

22 "CONCERNING A STAKEHOLDER PROCESS TO IMPROVE
23 LONG-TERM SERVICES AND SUPPORTS FOR AN INDIVIDUAL
24 TRANSITIONING OUT OF NURSING HOME LEVEL OF CARE."

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