

HOUSE COMMITTEE OF REFERENCE REPORT

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Chair of Committee

March 19, 2025  
Date

Committee on Health & Human Services.

After consideration on the merits, the Committee recommends the following:

HB25-1288 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

- 1 Amend printed bill, page 3, line 3, strike "fund that are" and substitute  
2 "fund."
- 3 Page 3, strike lines 4 and 5.
- 4 Page 3, line 7, strike "(2)(b)(I)" and substitute "(2)(b)(I); and **add**  
5 "(2)(b)(VI)".
- 6 Page 3, line 21, strike "SECTION 25.5-3-302" and substitute "SUBSECTION  
7 (2)(b)(VI) OF THIS SECTION".
- 8 Page 4, after line 4 insert:  
  
9 "(VI) THE STATE DEPARTMENT MAY SEEK AND ACCEPT GIFTS FROM  
10 PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS SUBSECTION  
11 (2)(b)."
- 12 Page 4, strike lines 5 through 27.
- 13 Strike page 5.
- 14 Page 6, strike lines 1 through 17 and substitute:  
  
15 "**SECTION 3.** In Colorado Revised Statutes, **amend** 25.5-5-331  
16 as follows:  
17 **25.5-5-331. Federally qualified health center - reimbursement**  
18 **- rules.** (1) Costs associated with services provided by clinical  
19 pharmacists through a federally qualified health center, as defined in the

1 federal "Social Security Act", 42 U.S.C. sec. 1395x (aa)(4), are  
2 considered allowable costs for the purpose of a federally qualified health  
3 center's cost report and must be included in the calculation of the  
4 reimbursement rate for a patient visit at a federally qualified health center.

5 (2) (a) A FEDERALLY QUALIFIED HEALTH CENTER, AS DEFINED IN  
6 THE FEDERAL "SOCIAL SECURITY ACT", 42 U.S.C. SEC. 1395x (aa)(4),  
7 MAY ESTABLISH A SEPARATE SUBSIDIARY COMPANY FOR THE PURPOSE OF  
8 PROVIDING FEE-FOR-SERVICE SERVICES OUTSIDE OF THE FEDERALLY  
9 QUALIFIED HEALTH CENTER'S STANDARD COST REPORT IF:

10 (I) THE SUBSIDIARY IS PROVIDING FEE-FOR-SERVICE SERVICES  
11 THAT HAVE HISTORICALLY BEEN PROVIDED AND REIMBURSED ON A  
12 FEE-FOR-SERVICE BASIS; AND

13 (II) THE STATE DEPARTMENT DETERMINES THAT THE SUBSIDIARY'S  
14 REIMBURSEMENTS WOULD BE BUDGET NEUTRAL.

15 (b) UPON RECEIVING ANY NECESSARY FEDERAL AUTHORIZATION,  
16 THE STATE DEPARTMENT SHALL REIMBURSE A SUBSIDIARY COMPANY, AS  
17 DESCRIBED IN SUBSECTION (2)(a) OF THIS SECTION, ON A FEE-FOR-SERVICE  
18 BASIS FOR SERVICES THAT ARE ELIGIBLE FOR FEE-FOR-SERVICE  
19 REIMBURSEMENT.

20 (c) A SUBSIDIARY THAT RECEIVES REIMBURSEMENT PURSUANT TO  
21 THIS SECTION MAY PASS THROUGH MONEY RECEIVED FROM THE  
22 REIMBURSEMENT DIRECTLY TO THE FEDERALLY QUALIFIED HEALTH  
23 CENTER OPERATING AS THE SUBSIDIARY'S PARENT CORPORATION.

24 (d) (I) THE STATE DEPARTMENT SHALL EXCLUDE ALL COSTS  
25 ASSOCIATED WITH A SUBSIDIARY COMPANY ESTABLISHED PURSUANT TO  
26 THIS SUBSECTION (2) FROM THE CALCULATION OF A FEDERALLY QUALIFIED  
27 HEALTH CENTER'S REIMBURSEMENT RATES.

28 (II) THE STATE DEPARTMENT SHALL REQUIRE A FEDERALLY  
29 QUALIFIED HEALTH CENTER THAT ESTABLISHES A SEPARATE SUBSIDIARY  
30 COMPANY PURSUANT TO THIS SUBSECTION (2) TO INCLUDE THE COSTS  
31 ASSOCIATED WITH THE SUBSIDIARY IN ITS COST REPORT THAT IS  
32 NECESSARY TO CALCULATE REIMBURSEMENT RATES.

33 ~~(2)~~ (3) The state department shall promulgate rules to implement  
34 the provisions of this section."

35 Renumber succeeding section accordingly.

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