

CHAPTER 172

HEALTH CARE POLICY AND FINANCING

HOUSE BILL 19-1326

BY REPRESENTATIVE(S) Esgar and Hansen, Ransom, Arndt, Bird, Bockenfeld, Buckner, Buentello, Carver, Cutter, Duran, Exum, Froelich, Galindo, Gonzales-Gutierrez, Gray, Hooton, Jackson, Jaquez Lewis, Lontine, Melton, Michaelson Jenet, Mullica, Snyder, Titone, Valdez A., Valdez D.;
also SENATOR(S) Zenzinger and Rankin, Moreno, Bridges, Court, Crowder, Fenberg, Ginal, Gonzales, Lee, Pettersen, Story, Tate, Todd, Winter, Garcia.

AN ACT**CONCERNING RATE FLEXIBILITY ON EXISTING PROCEDURES IN THE COLORADO DENTAL HEALTH CARE PROGRAM FOR LOW-INCOME SENIORS.**

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

SECTION 1. In Colorado Revised Statutes, 25.5-3-404, **amend** (2)(a) as follows:

25.5-3-404. Colorado dental health care program for low-income seniors - rules. (2) The state department shall:

(a) In consultation with the advisory committee, REVIEW THE OPERATION AND EFFECTIVENESS OF THE PROGRAM AND develop a grant application under the program consistent with rules of the medical services board;

SECTION 2. In Colorado Revised Statutes, **amend** 25.5-3-405 as follows:

25.5-3-405. Program reporting - repeal. (1) On or before September 1, 2015, and each September 1 thereafter, each qualified grantee receiving a dental health care services grant shall report to the state department concerning the number of eligible seniors served, the types of dental and oral health services provided, RECOMMENDATIONS REGARDING THE OPERATION AND EFFECTIVENESS OF THE PROGRAM, and any other information deemed relevant by the state department.

(2)(a) Notwithstanding the provisions of section 24-1-136(11)(a)(I), on or before November 1, 2016, and each November 1 thereafter, the state department shall

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.

submit a report to the joint budget committee of the general assembly and to the health and human services committee of the senate and the public health care and human services committee of the house of representatives, or any successor committees, on the operation and effectiveness of the program, including an itemization of the department's administrative expenditures in implementing and administering the program and any recommendations for legislative changes to the program.

(b) (I) IN THE ANNUAL REPORT SUBMITTED ON OR BEFORE NOVEMBER 1, 2019, THE STATE DEPARTMENT SHALL SPECIFICALLY REPORT ON THE OPERATION AND EFFECTIVENESS OF THE PROGRAM AND RECOMMENDATIONS CONCERNING THE MOST EFFECTIVE OPTIONS FOR ADMINISTERING THE PROGRAM.

(II) THIS SUBSECTION (2)(b) IS REPEALED, EFFECTIVE JANUARY 1, 2020.

SECTION 3. In Colorado Revised Statutes, 25.5-3-406, **amend** (2)(b)(V) as follows:

25.5-3-406. Senior dental advisory committee - creation - duties - repeal.

(2) The advisory committee shall:

(b) Make recommendations to the medical services board regarding rules to be promulgated pursuant to section 25.5-3-404, including but not limited to:

(V) A maximum amount per procedure that can be spent by qualified grantees and qualified providers that ~~shall~~ **MUST** not be less than the reimbursement schedule ~~adopted by the state board of health pursuant to section 25-21-105, C.R.S., prior to its repeal~~ FOR FEE-FOR-SERVICE DENTAL FEES UNDER THE MEDICAL ASSISTANCE PROGRAM ESTABLISHED IN ARTICLES 4, 5, AND 6 OF THIS TITLE 25.5.

SECTION 4. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: May 14, 2019