

## CHAPTER 259

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**HUMAN SERVICES - SOCIAL SERVICES**


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HOUSE BILL 21-1277

BY REPRESENTATIVE(S) Valdez D. and Will, Benavidez, Bernett, Duran, Exum, Hooton, Ricks, Soper;  
also SENATOR(S) Liston and Pettersen, Bridges, Moreno.

**AN ACT**

**CONCERNING DEFINITIONS FOR REIMBURSEMENT OF FINAL DISPOSITION EXPENSES OF ELIGIBLE ASSISTANCE RECIPIENTS.**

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

**SECTION 1.** In Colorado Revised Statutes, 26-2-129, **amend** (2) introductory portion and (2)(c); and **add** (2)(f.5) and (2)(i) as follows:

**26-2-129. Funeral - burial - cremation expenses - death reimbursement - definitions.** (2) ~~For purposes of~~ AS USED IN this section, unless the context otherwise requires:

(c) "Decedent" means a deceased recipient of ~~or applicant for~~ public assistance or medical assistance who was receiving ~~or was eligible to receive~~ benefits at the time of death.

(f.5) "MEDICAL ASSISTANCE" MEANS A PAYMENT ON BEHALF OF ELIGIBLE RECIPIENTS WHO ARE ENROLLED IN THE COLORADO MEDICAL ASSISTANCE PROGRAM ESTABLISHED IN ARTICLES 4, 5, AND 6 OF TITLE 25.5, WHICH IS FUNDED THROUGH TITLE XIX OF THE FEDERAL "SOCIAL SECURITY ACT", 42 U.S.C. SEC. 1396U-1.

(i) "PUBLIC ASSISTANCE" MEANS PAYMENTS TO ELIGIBLE RECIPIENTS OF THE PROGRAMS FOR OLD AGE PENSIONS CREATED IN ARTICLE XXIV OF THE STATE CONSTITUTION, EXCEPT FOR THE OLD AGE PENSION HEALTH AND MEDICAL CARE PROGRAM DESCRIBED IN SECTION 25.5-2-101; THE COLORADO WORKS PROGRAM CREATED IN PART 7 OF THIS ARTICLE 2; THE AID TO THE NEEDY DISABLED PROGRAM CREATED IN SECTION 26-2-119; THE PROGRAM FOR AID TO THE BLIND CREATED IN SECTION 26-2-120; AND THE HOME CARE ALLOWANCE PROGRAM CREATED IN SECTION 26-2-122.3.

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*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.*

**SECTION 2. 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: June 18, 2021