

**First Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO**

REVISED

*This Version Includes All Amendments Adopted
on Second Reading in the Second House*

LLS NO. 23-0952.01 Shelby Ross x4510

SENATE BILL 23-223

SENATE SPONSORSHIP

Zenzinger and Kirkmeyer, Bridges, Cutter, Gardner, Ginal, Kolker, Lundeen, Priola, Winter F.

HOUSE SPONSORSHIP

Bird and Bockenfeld, Sirota

Senate Committees
Appropriations

House Committees
Appropriations

A BILL FOR AN ACT

101 **CONCERNING THE ANNUAL REPORT THE DEPARTMENT OF HEALTH**
102 **CARE POLICY AND FINANCING SUBMITS TO THE JOINT BUDGET**
103 **COMMITTEE CONCERNING THE MEDICAID PROVIDER RATE**
104 **REVIEW PROCESS.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov/>.)

Joint Budget Committee. Current law requires the department of health care policy and financing (department) to submit a written report to the joint budget committee concerning the review process for medicaid

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

HOUSE
2nd Reading Unamended
April 3, 2023

SENATE
3rd Reading Unamended
March 30, 2023

SENATE
2nd Reading Unamended
March 29, 2023

provider rates on or before November 1, 2025, and each November thereafter. The bill changes the date of the first written report to November 1, 2023.

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

2 **SECTION 1.** In Colorado Revised Statutes, 25.5-4-401.5, **amend**
3 **as it will become effective May 1, 2025,** (2)(d)(I) as follows:

4 **25.5-4-401.5. Review of provider rates - advisory committee**
5 **- recommendations - repeal.** (2) (d) (I) Notwithstanding section
6 24-1-136 (11)(a)(I), on or before November 1, ~~2025~~ 2023, and each
7 November 1 thereafter, the state department shall submit a written report
8 to the joint budget committee and the advisory committee on the analysis
9 required pursuant to subsection (2)(a) of this section, a description of the
10 information discussed during the quarterly public meeting conducted
11 pursuant to subsection (2)(e) of this section, and the state department's
12 recommendations on all of the provider rates reviewed pursuant to this
13 section and all of the data relied upon by the state department in making
14 the recommendations. The joint budget committee shall consider the
15 recommendations in formulating the state department's budget.

16 **SECTION 2.** In Session Laws of Colorado 2022, **amend** section
17 3 of chapter 410, as follows:

18 Section 3. **Act subject to petition - effective date.** Section
19 25.5-4-401.5 (3), as enacted in section 1 of this act, takes effect
20 December 1, 2022, ~~section 25.5-4-401.5 (2)(d), as enacted in section 1 of~~
21 ~~this section, takes effect May 1, 2025~~ SECTION 25.5-4-401.5 (2)(a), AS
22 ENACTED IN SECTION 1 OF THIS ACT, TAKES EFFECT APRIL 30, 2023, and
23 the remainder of this act takes effect July 1, 2023; except that, if a
24 referendum petition is filed pursuant to section 1 (3) of article V of the

1 state constitution against this act or an item, section, or part of this act
2 within the ninety-day period after final adjournment of the general
3 assembly, then the act, item, section, or part will not take effect unless
4 approved by the people at the general election to be held in November
5 2022 and, in such case, will take effect July 1, 2023, or on the date of the
6 official declaration of the vote thereon by the governor, whichever is
7 later; except that section 25.5-4-401.5 (3), as enacted in section 1 of this
8 act, takes effect December 1, 2022, and ~~section 25.5-4-401.5 (2)(d), as~~
9 ~~enacted in section 1 of this section, takes effect May 1, 2025~~ SECTION
10 25.5-4-401.5 (2)(a), AS ENACTED IN SECTION 1 OF THIS ACT, TAKES EFFECT
11 APRIL 30, 2023.

12 **SECTION 3. Safety clause.** The general assembly hereby finds,
13 determines, and declares that this act is necessary for the immediate
14 preservation of the public peace, health, or safety.