

CHAPTER 237

SOCIAL SERVICES

SENATE BILL 93-36

BY SENATORS Hopper, Bishop, Cassidy, Feeley, Gallagher, Johnson, Mares, Mendez, Norton, L. Powers, Ruddick, Traylor, Weissmann, Wells, and Wham;
also REPRESENTATIVES Dyer, Armstrong, Benavidez, Greenwood, and Tanner.

AN ACT

CONCERNING ELIGIBILITY FOR COVERAGE UNDER THE CHILDREN'S HEALTH PLAN.

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

SECTION 1. 26-17-103 (5), Colorado Revised Statutes, 1989 Repl. Vol., as amended, is amended to read:

26-17-103. Definitions. (5) "Eligible persons" means children who are less than ~~nine~~ THIRTEEN years of age, who are eligible under the medically indigent program established in article 15 of this title OR ARE ELIGIBLE UNDER ONE OF THE PROGRAMS SPECIFIED IN SECTION 26-17-107.5, who are not eligible for medical assistance under the medical assistance program pursuant to article 4 of this title, and who are not otherwise insured for the covered services.

SECTION 2. Article 17 of title 26, Colorado Revised Statutes, 1989 Repl. Vol., as amended, is amended BY THE ADDITION OF A NEW SECTION to read:

26-17-107.5. Eligibility. A PERSON WHO OTHERWISE MEETS THE DEFINITION OF "ELIGIBLE PERSON", AS DEFINED IN SECTION 26-17-103 (5), BUT HAS NOT BEEN DETERMINED TO BE ELIGIBLE UNDER THE MEDICALLY INDIGENT PROGRAM ESTABLISHED IN ARTICLE 15 OF THIS TITLE, SHALL BE AUTOMATICALLY ELIGIBLE FOR THE CHILDREN'S HEALTH PLAN IF THE PERSON'S FAMILY MEETS THE INCOME GUIDELINES FOR ELIGIBILITY FOR ONE OR MORE OF THE FOLLOWING PROGRAMS: THE SPECIAL SUPPLEMENTAL FOOD PROGRAM FOR WOMEN, INFANTS, AND CHILDREN (WIC), FUNDED BY THE UNITED STATES DEPARTMENT OF AGRICULTURE AND ADMINISTERED BY THE STATE DEPARTMENT OF HEALTH; THE REDUCED PRICE MEAL PROGRAM UNDER THE NATIONAL SCHOOL LUNCH AND SCHOOL BREAKFAST PROGRAMS,

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

FUNDED BY THE UNITED STATES DEPARTMENT OF AGRICULTURE AND ADMINISTERED BY THE STATE DEPARTMENT OF EDUCATION; THE CHILD AND ADULT CARE FOOD PROGRAM, FUNDED BY THE UNITED STATES DEPARTMENT OF AGRICULTURE AND ADMINISTERED BY THE STATE DEPARTMENT OF HEALTH; THE PRENATAL PROGRAM, FUNDED WITH LOCAL, STATE, AND FEDERAL MONEYS AND ADMINISTERED THROUGH THE FAMILY PLANNING AND PRENATAL PROGRAM OF THE STATE DEPARTMENT OF HEALTH; THE COMMODITY SUPPLEMENTAL FOOD PROGRAM, FUNDED BY THE UNITED STATES DEPARTMENT OF AGRICULTURE AND ADMINISTERED THROUGH THE STATE DEPARTMENT OF SOCIAL SERVICES; THE EMERGENCY FOOD ASSISTANCE PROGRAM, FUNDED BY THE UNITED STATES DEPARTMENT OF AGRICULTURE AND ADMINISTERED BY THE STATE DEPARTMENT OF SOCIAL SERVICES; AND THE HANDICAPPED CHILDREN'S PROGRAM, FUNDED WITH LOCAL, STATE, AND FEDERAL MONEYS AND ADMINISTERED BY THE STATE DEPARTMENT OF HEALTH, FOR CHILDREN QUALIFIED UP TO ONE HUNDRED EIGHTY-FIVE PERCENT OF THE FEDERAL POVERTY LEVEL.

SECTION 3. 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: June 6, 1993