

CHAPTER 71

HUMAN SERVICES - SOCIAL SERVICES

HOUSE BILL 02-1127

BY REPRESENTATIVE(S) Vigil, Coleman, Scott, Williams T., Borodkin, Groff, Hodge, Jahn, Larson, Mace, Plant, Romanoff, Sanchez, Tapia, and Tochtrop;
also SENATOR(S) Anderson, Taylor, Tupa, Fitz-Gerald, Hernandez, Nichol, and Tate.

AN ACT

CONCERNING THE COST OF HOME- AND COMMUNITY-BASED SERVICES.

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

SECTION 1. Repeal. 26-4-606 (1) (d), Colorado Revised Statutes, is repealed as follows:

26-4-606. Eligible groups. (1) Home- and community-based services under this subpart 1 shall be offered only to persons:

~~(d) For whom the costs of services necessary to prevent nursing facility placement would not exceed the average cost of nursing facility care.~~

SECTION 2. Part 6 of article 4 of title 26, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

26-4-607.5. Cost of services. HOME- AND COMMUNITY-BASED SERVICES FOR THE ELDERLY, BLIND, AND DISABLED SHALL MEET AGGREGATE FEDERAL WAIVER BUDGET NEUTRALITY REQUIREMENTS.

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: April 3, 2002

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