

CHAPTER 146

HEALTH CARE POLICY AND FINANCING

HOUSE BILL 07-1258

BY REPRESENTATIVE(S) Primavera, Borodkin, Butcher, Carroll M., Casso, Cerbo, Frangas, Gagliardi, Gallegos, Green, Hodge, Jahn, Kefalas, Labuda, Levy, Madden, McGihon, Peniston, Rice, Solano, and Todd;
also SENATOR(S) Hagedorn, Bacon, Boyd, Fitz-Gerald, Groff, Isgar, Morse, Romer, Sandoval, Schwartz, Shaffer, Tapia, Tochtrop, Tupa, Williams, and Windels.

AN ACT**CONCERNING THE FUNDING FOR THE MEDICALLY INDIGENT PROGRAM THROUGH THE COLORADO HEALTH CARE SERVICES FUND.**

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

SECTION 1. 25.5-3-112 (2) and (3), Colorado Revised Statutes, are amended to read:

25.5-3-112. Health care services fund - creation - state plan amendment.

(2) In fiscal year 2006-07, and each of the three fiscal years thereafter, notwithstanding the requirements of section 25.5-3-108 (8) (b), the moneys deposited into the fund shall be appropriated as follows:

(a) Of the moneys appropriated pursuant to this subsection (2), eighteen percent of the moneys annually appropriated shall be to Denver health and hospitals as the community health clinic provider for the city and county of Denver.

(b) (I) For fiscal year 2006-07, eighty-two percent of the moneys remaining after the appropriation pursuant to paragraph (a) of this subsection (2) shall be appropriated to community health clinics to provide primary care services to ~~low-income adults~~ pursuant to this article.

(II) For fiscal year 2006-07, eighteen percent of the moneys remaining after the appropriation pursuant to paragraph (a) of this subsection (2) shall be appropriated to primary care clinics operated by a licensed or certified health care facility to provide primary care services to ~~low-income adults~~ pursuant to this article.

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

(III) For fiscal year 2007-08 and each of the two fiscal years thereafter, the allocation of the moneys remaining after the appropriation pursuant to paragraph (a) of this subsection (2) shall be determined based on prior utilization as specified in rule by the medical services board.

(3) (a) The state department shall submit a state plan amendment for federal financial participation for moneys appropriated to primary care clinics operated by a licensed or certified health care facility. Upon approval of the state plan amendment, the state department is authorized to receive and expend all available federal moneys without a corresponding reduction in cash funds exempt spending authority from the fund.

(b) TO THE EXTENT POSSIBLE UNDER FEDERAL LAW, THE STATE DEPARTMENT SHALL PURSUE AVAILABLE FEDERAL FINANCIAL PARTICIPATION FOR MONEYS APPROPRIATED TO COMMUNITY HEALTH CLINICS.

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, and safety.

Approved: April 16, 2007