

CHAPTER 19

HEALTH CARE POLICY AND FINANCING

SENATE BILL 08-003

BY SENATOR(S) Boyd, Morse, Shaffer, Bacon, Gibbs, Groff, Hagedorn, Isgar, Keller, Sandoval, Schwartz, Takis, Tapia, Tochtrop, Tupa, Veiga, Williams, and Windels;
also REPRESENTATIVE(S) Riesberg, Green, Borodkin, Carroll T., Fischer, Kefalas, Kerr A., Levy, Madden, Marshall, McGihon, Merrifield, Middleton, Pommer, and Primavera.

AN ACT**CONCERNING THE MEDICAID FAMILY PLANNING PILOT PROGRAM.**

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

SECTION 1. 25.5-5-319 (1) and (2), Colorado Revised Statutes, are amended to read:

25.5-5-319. Family planning pilot program - rules - federal waiver - repeal.

(1) There is hereby established a family planning pilot program for the provision of family planning services to categorically eligible individuals who are at or below ~~one hundred fifty percent~~ A PERCENTAGE of the federal poverty level ESTABLISHED PURSUANT TO THE FEDERAL WAIVER SOUGHT PURSUANT TO SUBSECTION (2) OF THIS SECTION. The state board shall promulgate rules setting forth the family planning services to be provided under the family planning pilot program.

(2) The executive director of the state department, in consultation with the department of public health and environment, shall seek a federal waiver that is cost-neutral to the state general fund for the implementation of the family planning pilot program established pursuant to this section such that ten percent of the family planning services provided to low-income families pursuant to the program as described in subsection (1) of this section would be funded with state general fund moneys and ninety percent would be funded with federal matching funds. IN THE FEDERAL WAIVER, THE EXECUTIVE DIRECTOR SHALL NOT SEEK AUTHORITY TO WAIVE OR DISREGARD THE PROVISIONS OF 42 U.S.C. SEC. 1396a (a) (23) (B).

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

Approved: March 13, 2008