

CHAPTER 277

HEALTH CARE POLICY AND FINANCING

SENATE BILL 11-105

BY SENATOR(S) Guzman, Aguilar, Boyd, Carroll, Foster, Lundberg, Newell, Roberts, Bacon, Giron, Heath, Hodge, Hudak, Morse, Schwartz, Steadman, Tochtrop, Williams S.;
also REPRESENTATIVE(S) Levy, Court, Fields, Gardner D., Hamner, Labuda, Pace, Peniston, Riesberg, Schafer S., Summers, Todd, Wilson.

AN ACT

CONCERNING IN-HOME SUPPORT SERVICES, AND, IN CONNECTION THEREWITH, EXTENDING THE IN-HOME SUPPORT SERVICES PROGRAM.

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

SECTION 1. 25.5-6-1203, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

25.5-6-1203. In-home support services - eligibility - licensure exclusion - in-home support service agency responsibilities. (7) IN ADMINISTERING THE PROVISION OF IN-HOME SUPPORT SERVICES PURSUANT TO THIS PART 12, THE STATE DEPARTMENT SHALL:

(a) IMPLEMENT A SYSTEM FOR THE ROUTINE AND ACCURATE MONITORING OF THE NUMBER OF PERSONS RECEIVING IN-HOME SUPPORT SERVICES; AND

(b) PROVIDE COMPREHENSIVE, PERIODIC TRAINING FOR ALL SINGLE ENTRY POINT AGENCIES IN THE STATE, WHICH TRAINING SHALL INCLUDE, AT A MINIMUM:

(I) THE CURRENT ELIGIBILITY REQUIREMENTS FOR THE RECEIPT OF IN-HOME SUPPORT SERVICES; AND

(II) THE LOCATION OF, AND CONTACT INFORMATION FOR, THE IN-HOME SUPPORT SERVICE AGENCIES PROVIDING IN-HOME SUPPORT SERVICES IN THE STATE.

SECTION 2. 25.5-6-1206, Colorado Revised Statutes, is amended to read:

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

~~25.5-6-1206. Report. On or before January 1, 2008, The state department shall provide a report ANNUALLY to the joint budget committee of the general assembly and the health and human services committees of the house of representatives and the senate, or any successor committees, COMMITTEE OF THE SENATE, OR ANY SUCCESSOR COMMITTEE, AND THE HEALTH AND ENVIRONMENT COMMITTEE OF THE HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEE, on the implementation of in-home support services. At a minimum the report shall include the cost-effectiveness of providing in-home support services to the elderly, blind, and disabled and to eligible disabled children, and the number of persons receiving such services, AND ANY STRATEGIES AND RESOURCES THAT ARE AVAILABLE OR THAT ARE NECESSARY TO ASSIST MORE PERSONS IN STAYING IN THEIR HOMES THROUGH THE USE OF IN-HOME SUPPORT SERVICES.~~

SECTION 3. 25.5-6-1207, Colorado Revised Statutes, is amended to read:

25.5-6-1207. Repeal of part. This part 12 is repealed, effective ~~July 1, 2011~~ SEPTEMBER 1, 2014. Prior to such repeal, in-home support services established under this part 12 shall be reviewed as provided for in section 24-34-104, C.R.S.

SECTION 4. Repeal. 25.5-6-1208, Colorado Revised Statutes, is repealed as follows:

~~25.5-6-1208. Conditional repeal of part. (1) This part 12 shall be repealed if sufficient federal funds reflected in section 3 of Senate Bill 02-027, enacted at the second regular session of the sixty-third general assembly, are not received by the state department. If sufficient federal funds are not received by the state department, said department shall immediately notify the revisor of statutes, in writing.~~

~~(2) This part 12 shall be repealed upon receipt by the revisor of statutes of the notification described in subsection (1) of this section.~~

SECTION 5. Repeal. 24-34-104 (42) (o), Colorado Revised Statutes, is repealed as follows:

24-34-104. General assembly review of regulatory agencies and functions for termination, continuation, or reestablishment. (42) The following agencies, functions, or both, shall terminate on July 1, 2011:

~~(o) In-home support services, established pursuant to part 12 of article 6 of title 25.5, C.R.S.~~

SECTION 6. 24-34-104, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

24-34-104. General assembly review of regulatory agencies and functions for termination, continuation, or reestablishment. (45.5) THE FOLLOWING AGENCIES, FUNCTIONS, OR BOTH, SHALL TERMINATE ON SEPTEMBER 1, 2014:

(a) IN-HOME SUPPORT SERVICES, ESTABLISHED PURSUANT TO PART 12 OF ARTICLE

6 OF TITLE 25.5, C.R.S.

SECTION 7. 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 2, 2011