HOUSE COMMITTEE OF REFERENCE REPORT

April 19, 2022	
Chair of Committee Date	
Committee on Appropriations.	
After consideration on the merits, the Committee recommends the following:	he
HB22-1289 be amended as follows, and as so amended, be referred the Committee of the Whole with favorab recommendation:	
Amend the Public & Behavioral Health & Human Services Committee Report, dated March 25, 2022, page 1, after line 6 insert:	ee
"Page 7 of the printed bill, after line 6 insert: "SECTION 4. In Colorado Revised Statutes, 24-75-109, ac (1)(a.7) and (1)(a.8) as follows:	bb
(1)(a.7) and (1)(a.8) as follows: 24-75-109. Controller may allow expenditures in excess	of
appropriations - limitations - appropriations for subsequent fisc	
year restricted - repeal. (1) For the purpose of closing the state's book and subject to the provisions of this section, the controller may, on after May 1 of any fiscal year and before the forty-fifth day after the clothereof, upon approval of the governor, allow any department, institution or agency of the state, including any institution of higher education, make an expenditure in excess of the amount authorized by an item appropriation for such fiscal year if:	or se on, to
(a.7) THE OVEREXPENDITURE IS BY THE DEPARTMENT OF HEALT	
CARE POLICY AND FINANCING FOR THE STATE MEDICAL ASSISTANCE	CE
PROGRAM, ESTABLISHED PURSUANT TO SECTION 25.5-2-104; OR (a.8) THE OVEREXPENDITURE IS BY THE DEPARTMENT OF HEALT	гп
CARE POLICY AND FINANCING FOR THE STATE CHILDREN'S BASIC HEALT	
PLAN, ESTABLISHED PURSUANT TO SECTION 25.5-2-105; OR".	
Renumber succeeding sections accordingly.".	

"Page 9 of the bill, line 22, strike "JANUARY 1, 2024," and substitute "NO LATER THAN JANUARY 1, 2025,".".

Page 1 of the report, after line 8 insert:

1 Page 1 of the report, strike lines 9 and 10 and substitute:

2 "Page 11 of the bill, strike lines 4 through 13 and substitute:

- "(8) (a) During its 2024 presentation to the joint budget committee of the general assembly and in its presentation to the health and human services committee of the senate and the health and insurance committee of the house of representatives, or any successor committees, at the hearing held pursuant to section 2-7-203 (2)(a) of the "State Measurement for Accountable, Responsive, and Transparent (SMART) Government Act", the state department shall report on its plans and progress in implementing state medical assistance.
- 12 (b) Beginning January 1, 2026, and continuing every 13 JANUARY THEREAFTER, THE STATE DEPARTMENT, IN ITS PRESENTATION TO 14 THE JOINT BUDGET COMMITTEE OF THE GENERAL ASSEMBLY AND IN ITS 15 PRESENTATION TO THE HEALTH AND HUMAN SERVICES COMMITTEE OF THE 16 SENATE AND THE HEALTH AND INSURANCE COMMITTEE OF THE HOUSE OF 17 REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES, AT THE HEARING 18 HELD PURSUANT TO SECTION 2-7-203 (2)(a) OF THE "STATE 19 MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT 20 (SMART) GOVERNMENT ACT", SHALL REPORT ON THE COST SAVINGS AND 21 HEALTH IMPROVEMENTS ASSOCIATED WITH STATE MEDICAL ASSISTANCE.".
- Page 11 of the bill, line 15, strike "JANUARY 1, 2024," and substitute "NO
- 23 LATER THAN JANUARY 1, 2025,".

3

5

6

7

8

9

10

11

- 24 Page 12 of the bill, strike lines 22 through 27.
- 25 Page 13 of the bill, strike lines 1 through 5 and substitute:
- 26 "(8) (a) During its 2024 presentation to the joint budget 27 COMMITTEE OF THE GENERAL ASSEMBLY AND IN ITS PRESENTATION TO THE 28 HEALTH AND HUMAN SERVICES COMMITTEE OF THE SENATE AND THE 29 HEALTH AND INSURANCE COMMITTEE OF THE HOUSE OF REPRESENTATIVES, 30 OR ANY SUCCESSOR COMMITTEES, AT THE HEARING HELD PURSUANT TO 31 SECTION 2-7-203 (2)(a) OF THE "STATE MEASUREMENT FOR 32 ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART) 33 GOVERNMENT ACT", THE STATE DEPARTMENT SHALL REPORT ON ITS 34 PLANS AND PROGRESS IN IMPLEMENTING THE STATE BASIC HEALTH PLAN.
- 35 (b) BEGINNING JANUARY 1, 2026, AND CONTINUING EVERY
 36 JANUARY THEREAFTER, THE STATE DEPARTMENT, IN ITS PRESENTATION TO
 37 THE JOINT BUDGET COMMITTEE OF THE GENERAL ASSEMBLY AND IN ITS
 38 PRESENTATION TO THE HEALTH AND HUMAN SERVICES COMMITTEE OF THE

- 1 SENATE AND THE HEALTH AND INSURANCE COMMITTEE OF THE HOUSE OF
- 2 REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES, AT THE HEARING
- 3 HELD PURSUANT TO SECTION 2-7-203 (2)(a) OF THE "STATE
- 4 MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT
- 5 (SMART) GOVERNMENT ACT", SHALL REPORT ON THE COST SAVINGS AND
- 6 HEALTH IMPROVEMENTS ASSOCIATED WITH THE STATE BASIC HEALTH
- 7 PLAN.".

11

12

- 8 Page 13 of the bill, after line 16 insert:
- 9 "SECTION 10. In Colorado Revised Statutes, 25.5-4-201, amend 10 (1) as follows:
 - 25.5-4-201. Cash system of accounting financial administration of medical services premiums medical programs
- 13 administered by department of human services federal
- contributions rules. (1) The state department shall utilize the cash
- 15 system of accounting, as enunciated by the governmental accounting
- standards board, regardless of the source of revenues involved, for all
- activities of the state department relating to the financial administration
- of any nonadministrative expenditure that qualifies for federal financial participation under Title XIX of the federal "Social Security Act", AND
- participation under Title ATA of the federal Social Security Act, AND FOR THE ADMINISTRATION OF THE STATE-FUNDED HEALTH AND MEDICAL
- 21 CARE PROGRAM, CREATED PURSUANT TO SECTION 25.5-2-104, AND FOR
- THE STATE CHILDREN'S BASIC HEALTH PLAN, CREATED PURSUANT TO
- 23 SECTION 25.5-2-105, except for expenditures under the program for the
- 24 medically indigent, article 3 of this title TITLE 25.5.".
- 25 Renumber succeeding sections accordingly.".".
- 26 Page 1 of the report, line 13, strike "STATE-SUBSIDIZED INDIVIDUAL
- 27 HEALTH CARE COVERAGE" and substitute "A STATE-SUBSIDIZED
- 28 INDIVIDUAL HEALTH COVERAGE PLAN".
- 29 Page 1 of the report, line 16, strike "25.5-5-201 (6)."." and substitute
- 30 "25.5-5-201 (6). To the extent such federal funds are used to
- 31 ENHANCE OR EXPAND A STATE-SUBSIDIZED INDIVIDUAL HEALTH
- 32 COVERAGE PLAN, AS DEFINED IN SECTION 10-16-1203 (15), THE HEALTH
- 33 INSURANCE AFFORDABILITY ENTERPRISE CREATED PURSUANT TO SECTION
- 34 10-16-1204 MUST RECEIVE, DEPOSIT INTO THE HEALTH INSURANCE
- 35 AFFORDABILITY CASH FUND CREATED IN SECTION 10-16-1206, AND
- 36 ALLOCATE THE FEDERAL SHARE OF THE MEDICAL ASSISTANCE PAYMENTS
- 37 Pursuant to section 10-16-1205 (2), subject to any conditions set
- 38 FORTH IN THE APPROVAL OF THE WAIVER.".".

- 1 Page 1 of the report, before line 17 insert:
- 2 "Page 15 of the bill, line 26, strike "JANUARY 1, 2024," and substitute "NO
- 3 LATER THAN JANUARY 1, 2025,".".
- 4 Page 1 of the report, strike line 20 and substitute:
- 5 "Page 16 of the bill, strike lines 15 through 25 and substitute:
- 6 "(d) (I) During its 2024 presentation to the joint budget
- 7 COMMITTEE OF THE GENERAL ASSEMBLY AND IN ITS PRESENTATION TO THE 8 HEALTH AND HUMAN SERVICES COMMITTEE OF THE SENATE AND THE
- 9 HEALTH AND INSURANCE COMMITTEE OF THE HOUSE OF REPRESENTATIVES,
- 10 OR ANY SUCCESSOR COMMITTEES, AT THE HEARING HELD PURSUANT TO
- 11 SECTION 2-7-203 (2)(a) OF THE "STATE MEASUREMENT FOR
- 12 ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART)
- 13 GOVERNMENT ACT", THE STATE DEPARTMENT SHALL REPORT ON ITS
- 14 PLANS AND PROGRESS IN IMPLEMENTING THE COVERAGE EXPANSION
- 15 CREATED PURSUANT TO THIS SUBSECTION (6).
- 16 (II) BEGINNING JANUARY 1, 2026, AND CONTINUING EVERY
- 17 JANUARY THEREAFTER, THE STATE DEPARTMENT, IN ITS PRESENTATION TO
- 18 THE JOINT BUDGET COMMITTEE OF THE GENERAL ASSEMBLY AND IN ITS
- 19 PRESENTATION TO THE HEALTH AND HUMAN SERVICES COMMITTEE OF THE
- 20 Senate and the health and insurance committee of the house of
- 21 REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES, AT THE HEARING
- 22 HELD PURSUANT TO SECTION 2-7-203 (2)(a) OF THE "STATE
- 23 MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT
- 24 (SMART) GOVERNMENT ACT", SHALL REPORT ON THE COST SAVINGS AND
- 25 HEALTH IMPROVEMENTS ASSOCIATED WITH THE COVERAGE EXPANSION
- 26 CREATED PURSUANT TO THIS SUBSECTION (6).".".
- 27 Page 2 of the report, after line 34 insert:
- 28 "Page 21 of the bill, line 17, strike "JANUARY 1, 2024," and substitute "NO
- 29 LATER THAN JANUARY 1, 2025,".".
- 30 Strike page 3, line 2 of the report and substitute:
- 31 "Page 22 of the bill, strike lines 2 through 12 and substitute:
- "(c) (I) During its 2024 presentation to the joint budget
- 33 COMMITTEE OF THE GENERAL ASSEMBLY AND IN ITS PRESENTATION TO THE
- 34 HEALTH AND HUMAN SERVICES COMMITTEE OF THE SENATE AND THE
- 35 HEALTH AND INSURANCE COMMITTEE OF THE HOUSE OF REPRESENTATIVES,
- 36 OR ANY SUCCESSOR COMMITTEES, AT THE HEARING HELD PURSUANT TO
- 37 SECTION 2-7-203 (2)(a) OF THE "STATE MEASUREMENT FOR
- 38 ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART)
- 39 GOVERNMENT ACT", THE STATE DEPARTMENT SHALL REPORT ON ITS
- 40 PLANS AND PROGRESS IN IMPLEMENTING THE COVERAGE EXPANSION

CREATED PURSUANT TO THIS SUBSECTION (7).

(II) BEGINNING JANUARY 1, 2026, AND CONTINUING EVERY JANUARY THEREAFTER, THE STATE DEPARTMENT, IN ITS PRESENTATION TO THE JOINT BUDGET COMMITTEE OF THE GENERAL ASSEMBLY AND IN ITS PRESENTATION TO THE HEALTH AND HUMAN SERVICES COMMITTEE OF THE SENATE AND THE HEALTH AND INSURANCE COMMITTEE OF THE HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES, AT THE HEARING HELD PURSUANT TO SECTION 2-7-203 (2)(a) OF THE "STATE MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART) GOVERNMENT ACT", SHALL REPORT ON THE COST SAVINGS AND HEALTH IMPROVEMENTS ASSOCIATED WITH THE COVERAGE EXPANSION CREATED PURSUANT TO THIS SUBSECTION (7).".

Page 24 of the bill, after line 7 insert:

"SECTION 20. Appropriation. (1) For the 2022-23 state fiscal year, \$730,573 is appropriated to the department of health care policy and financing. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

- (a) \$258,733 for use by the executive director's office for personal services, which amount is based on an assumption that the office will require an additional 5.1 FTE;
- (b) \$29,707 for use by the executive director's office for operating expenses;
 - (c) \$262,500 for general professional services and special projects;
- (d) \$161,069 for medical and long-term care services for Medicaid eligible individuals, which amount is subject to the "(M)" notation as defined in the annual general appropriation act for the same fiscal year; and
- (e) \$18,564 for children's basic health plan medical and dental costs.
- (2) For the 2022-23 state fiscal year, the general assembly anticipates that the department of health care policy and financing will receive \$885,480 in federal funds. The appropriation in subsection (1) of this section is based on the assumption that the office will receive this amount of federal funds to be used as follows:
- (a) \$181,587 for use by the executive director's office for personal services, which amount is subject to the "(I)" notation as defined in the annual general appropriation act for the same fiscal year;
- (b) \$20,848 for use by the executive director's office for operating expenses, which amount is subject to the "(I)" notation as defined in the annual general appropriation act for the same fiscal year;
 - (c) \$487,500 for general professional services and special projects,

which amount is subject to the "(I)" notation as defined in the annual general appropriation act for the same fiscal year;

- (d) \$161,069 for medical and long-term care services for Medicaid eligible individuals; and
- (e) \$34,476 for children's basic health plan medical and dental costs.
- (3) For the 2022-23 state fiscal year, \$423,626 is appropriated to the department of public health and environment for use by the center for health and environmental information. This appropriation is from the general fund and is based on an assumption that the center will require an additional 2.5 FTE. To implement this act, the center may use this appropriation for health statistics and vital records for health surveys.".
- 13 Renumber succeeding section accordingly.
- 14 Page 1 of the bill, line 103, strike "PROGRAMS." and substitute
- 15 "PROGRAMS, AND, IN CONNECTION THEREWITH, MAKING AN
- 16 APPROPRIATION.".".

1 2

4

5

6

** *** ** ***