

**First Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO**

REVISED

*This Version Includes All Amendments Adopted
on Second Reading in the Second House*

LLS NO. 25-0992.01 Christy Chase x2008

SENATE BILL 25-290

SENATE SPONSORSHIP

Mullica and Kirkmeyer, Bridges, Amabile, Bright, Carson, Catlin, Cutter, Daugherty, Exum, Frizell, Jodeh, Michaelson Jenet, Pelton B., Rich, Roberts, Simpson, Wallace, Ball, Coleman, Gonzales J., Kipp, Liston, Lundeen, Marchman, Pelton R., Rodriguez, Weissman, Winter F.

HOUSE SPONSORSHIP

Bird and Brown,

Senate Committees

Health & Human Services
Finance
Appropriations

House Committees

Health & Human Services
Appropriations

A BILL FOR AN ACT

101	CONCERNING THE CREATION OF THE PROVIDER STABILIZATION FUND
102	<u>TO MAKE PROVIDER</u> STABILIZATION PAYMENTS TO ELIGIBLE
103	SAFETY NET PROVIDERS THAT SERVE LOW-INCOME, UNINSURED
104	POPULATIONS IN THE STATE, AND, IN CONNECTION THEREWITH,
105	MAXIMIZING FEDERAL <u>FUNDS TO STABILIZE THE HEALTH-CARE</u>
106	<u>SAFETY NET AND MAKING AN APPROPRIATION.</u>

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

The bill creates the provider stabilization fund within the Colorado

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

HOUSE
Amended 2nd Reading
May 6, 2025

SENATE
Amended 3rd Reading
April 28, 2025

SENATE
Amended 2nd Reading
April 25, 2025

healthcare affordability and sustainability enterprise (enterprise) to distribute provider stabilization payments to safety net providers who provide services to low-income, uninsured individuals on a sliding-fee schedule or at no cost. Provider stabilization payments will be distributed to eligible safety net providers based on the proportion of low-income, uninsured individuals that an individual provider serves in comparison to the total number of low-income, uninsured individuals served by all eligible safety net providers.

The bill directs the state treasurer to credit interest earnings on the principal in the unclaimed property trust fund to the provider stabilization fund as follows:

- \$25 million for the 2025-26 state fiscal year;
- \$20 million for the 2026-27 state fiscal year; and
- \$15 million for the 2027-28 and subsequent state fiscal years.

The provider stabilization fund also consists of any money the general assembly appropriates, transfers, or credits to the fund and any gifts, grants, or donations the enterprise may receive for the fund. The bill directs the enterprise to leverage money in the provider stabilization fund to obtain federal matching money.

The bill establishes a provider stabilization fund enterprise support board to assist the enterprise in implementing and administering the provider stabilization fund. The enterprise's governing board is required to submit an annual report on the provider stabilization fund to specified committees, the governor, and the medical services board in the department of health care policy and financing.

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

2 **SECTION 1. Legislative declaration.** (1) The general assembly
3 finds and determines that:

4 (a) Medicaid, the program administered by the department of
5 health care policy and financing under the name "Health First Colorado",
6 is an essential public health coverage program that pays for health care
7 for more than 1.2 million Coloradans;

8 (b) Medicaid is also a critical component of Colorado's broader
9 health care system, with thousands of health care providers relying on
10 payments from medicaid to help sustain their businesses as they serve

1 Coloradans;

2 (c) Medicaid has a positive impact on Colorado's economy, as
3 evidenced by data from a 2016 report commissioned by the Colorado
4 Health Foundation showing that, after the medicaid program expansion
5 made possible by the federal "Patient Protection and Affordable Care
6 Act" and Senate Bill 13-200, the state's economy experienced an increase
7 in the state gross domestic product, an increase in jobs, an increase in
8 annual household earnings, and an increase in general fund revenues;

9 (d) During the public health emergency caused by the COVID-19
10 pandemic, the federal government allowed all people enrolled in medicaid
11 as of March 2020 to retain their benefits during the period of the public
12 health emergency, which lasted until May 2023;

13 (e) Following the public health emergency, the federal
14 government required the state to conduct eligibility redeterminations for
15 all medicaid enrollees;

16 (f) Before the eligibility redetermination, 1.8 million Coloradans
17 were enrolled in the state's medicaid program, and as of May 2024, the
18 state's medicaid enrollment dropped by over 500,000 to 1.27 million;

19 (g) From spring of 2023 to spring of 2024, Colorado health care
20 providers experienced significant increases in the demand for care from
21 uninsured Coloradans, suggesting that many Coloradans who lost
22 medicaid eligibility became uninsured; and

23 (h) The increased demand for uncompensated care has had
24 destabilizing financial effects on safety net providers, leading to reduced
25 access to care for many Coloradans.

26 (2) The general assembly therefore declares that it is:

27 (a) Enacting the provider stabilization fund as a short-term

1 solution intended to stabilize certain safety net providers; and
2 (b) Committed to:
3 (I) Protecting vital primary care safety net infrastructure in the
4 state;
5 (II) Ensuring Colorado communities can provide access to care for
6 their residents; and
7 (III) Working toward long-term sustainability for Colorado's
8 health-care safety net.

9 ==
10 =====

11 **SECTION 2. In Colorado Revised Statutes, add part 6 to article**
12 **3 of title 25.5 as follows:**

13 **PART 6**

14 **SAFETY NET PROVIDER STABILIZATION**

15 **25.5-3-601. Legislative declaration. (1) THE GENERAL**
16 **ASSEMBLY FINDS AND DECLARES THAT:**

17 **(a) SAFETY NET PROVIDERS IN THE STATE INCUR SIGNIFICANT**
18 **COSTS BY PROVIDING SERVICES TO A LARGE PORTION OF THE STATE'S**
19 **LOW-INCOME, UNINSURED POPULATIONS AND INDIVIDUALS AND FAMILIES**
20 **ENROLLED IN MEDICAID OR THE CHILDREN'S BASIC HEALTH PLAN; AND**

21 **(b) THIS PART 6 IS ENACTED TO LEVERAGE MONEY LOANED FROM**
22 **THE UNCLAIMED PROPERTY TRUST FUND TO THE PROVIDER STABILIZATION**
23 **FUND TO OBTAIN FEDERAL MATCHING MONEY TO MAKE PROVIDER**
24 **STABILIZATION PAYMENTS TO ELIGIBLE SAFETY NET PROVIDERS IN ORDER**
25 **TO:**

26 **(I) REDUCE THE UNDERPAYMENT TO SAFETY NET PROVIDERS**
27 **PARTICIPATING IN MEDICAID OR THE CHILDREN'S BASIC HEALTH PLAN AND**

1 TO PROVIDE COMPENSATION TO SAFETY NET PROVIDERS THAT PROVIDE
2 SERVICES TO LOW-INCOME, UNINSURED INDIVIDUALS ON A SLIDING-FEE
3 SCHEDULE OR FOR FREE;

4 (II) ENSURE ACCESS TO HIGH-QUALITY, AFFORDABLE HEALTH CARE
5 FOR LOW-INCOME AND UNINSURED POPULATIONS; AND

6 (III) MAINTAIN THE QUALITY AND CONTINUITY OF SERVICES
7 DELIVERED BY SAFETY NET PROVIDERS TO LOW-INCOME, UNINSURED
8 INDIVIDUALS AND INDIVIDUALS AND FAMILIES ENROLLED IN MEDICAID OR
9 THE CHILDREN'S BASIC HEALTH PLAN.

10 **25.5-3-602. Definitions.** AS USED IN THIS PART 6, UNLESS THE
11 CONTEXT OTHERWISE REQUIRES:

12 (1) "CHILDREN'S BASIC HEALTH PLAN" HAS THE SAME MEANING AS
13 SET FORTH IN SECTION 25.5-8-103 (2).

14 (2) "ELIGIBLE SAFETY NET PROVIDER" MEANS A SAFETY NET
15 PROVIDER DETERMINED, PURSUANT TO SECTION 25.5-3-604 (2), TO BE
16 ELIGIBLE FOR A PROVIDER STABILIZATION PAYMENT.

17 (3) "LOW-INCOME, UNINSURED INDIVIDUAL" MEANS AN
18 INDIVIDUAL:

19 (a) RECEIVING SERVICES FROM A SAFETY NET PROVIDER;

20 (b) WHOSE ANNUAL HOUSEHOLD INCOME IS AT OR BELOW TWO
21 HUNDRED PERCENT OF THE FEDERAL POVERTY GUIDELINE;

22 (c) WHO IS NOT ENROLLED IN MEDICAID, MEDICARE, OR THE
23 CHILDREN'S BASIC HEALTH PLAN; AND

24 (d) FOR WHOM A THIRD PARTY IS NOT PAYING OR REIMBURSING
25 THE SAFETY NET PROVIDER FOR ALL OR A PORTION OF THE AMOUNT
26 CHARGED FOR THE SERVICES PROVIDED TO THE INDIVIDUAL.

27 (4) "MEDICAID" MEANS A MEDICAL ASSISTANCE PROGRAM UNDER

1 ARTICLES 4 TO 6 OF THIS TITLE 25.5.

2 (5) "MEDICARE" MEANS THE "HEALTH INSURANCE FOR THE AGED
3 ACT", TITLE XVIII OF THE FEDERAL "SOCIAL SECURITY ACT", AS
4 AMENDED.

5 (6) "PROVIDER STABILIZATION FUND" OR "FUND" MEANS THE
6 PROVIDER STABILIZATION FUND CREATED IN SECTION 25.5-3-603.

7 (7) "PROVIDER STABILIZATION FUND ADVISORY BOARD" OR
8 "ADVISORY BOARD" MEANS THE PROVIDER STABILIZATION FUND ADVISORY
9 BOARD CREATED IN SECTION 25.5-3-605.

10 (8) "SAFETY NET PROVIDER" MEANS:

11 (a) A COMPREHENSIVE COMMUNITY BEHAVIORAL HEALTH
12 PROVIDER, AS DEFINED IN SECTION 27-50-101 (11);

13 (b) A RURAL HEALTH CLINIC, AS DEFINED IN 42 U.S.C. SEC. 1395x
14 (aa)(2);

15 (c) A FEDERALLY QUALIFIED HEALTH CENTER, AS DEFINED IN 42
16 U.S.C. SEC. 1395x (aa)(4); OR

17 (d) A HEALTH-CARE PROVIDER THAT IS DELIVERING PRIMARY CARE
18 SERVICES AND AT LEAST FIFTY PERCENT OF WHOSE CLIENT CASELOAD IS
19 INDIVIDUALS WHO ARE ENROLLED IN MEDICAID, MEDICARE, OR THE
20 CHILDREN'S BASIC HEALTH PLAN OR WHO ARE LOW-INCOME, UNINSURED
21 INDIVIDUALS, OR ANY COMBINATION OF SUCH ENROLLEES OR
22 LOW-INCOME, UNINSURED INDIVIDUALS.

23 (9) "UNCLAIMED PROPERTY TRUST FUND" MEANS THE UNCLAIMED
24 PROPERTY TRUST FUND CREATED IN SECTION 38-13-801 (1).

25 **25.5-3-603. Provider stabilization fund - creation - use.**

26 (1) (a) THE PROVIDER STABILIZATION FUND IS CREATED IN THE STATE
27 TREASURY. THE PROVIDER STABILIZATION FUND CONSISTS OF:

1 (I) MONEY CREDITED TO THE FUND AS A LOAN FROM THE
2 UNCLAIMED PROPERTY TRUST FUND PURSUANT TO SECTION 38-13-801 (6);

3 (II) ANY OTHER MONEY THE GENERAL ASSEMBLY MAY
4 APPROPRIATE, TRANSFER, OR CREDIT TO THE FUND; AND

5 (III) ANY GIFTS, GRANTS, OR DONATIONS THE STATE DEPARTMENT
6 MAY RECEIVE FROM PUBLIC OR PRIVATE SOURCES FOR THE FUND.

7 (b) (I) (A) MONEY CREDITED TO THE FUND PURSUANT TO SECTION
8 38-13-801 (6) IS AN INTEREST-FREE LOAN FROM THE UNCLAIMED
9 PROPERTY TRUST FUND TO THE FUND. THE STATE DEPARTMENT MAY
10 ACCEPT AND EXPEND THE MONEY SO CREDITED AND SHALL REPAY THE
11 LOAN RECEIVED PURSUANT TO SECTION 38-13-801 (6) NO LATER THAN
12 JANUARY 1, 2045.

13 (B) IF, IN ANY STATE FISCAL YEAR THAT BEGINS ON OR AFTER JULY
14 1, 2026, STATE REVENUES FROM SOURCES NOT EXCLUDED FROM STATE
15 FISCAL YEAR SPENDING, AS DEFINED IN SECTION 24-77-102 (17), DO NOT
16 EXCEED THE LIMIT ON STATE FISCAL YEAR SPENDING CALCULATED
17 PURSUANT TO SECTION 24-77-103, THE STATE DEPARTMENT SHALL
18 PRESENT TO THE JOINT BUDGET COMMITTEE A PROPOSAL TO REPAY ALL OR
19 A PORTION OF THE LOAN EARLIER THAN THE LOAN REPAYMENT DEADLINE
20 SPECIFIED IN SUBSECTION (1)(b)(I)(A) OF THIS SECTION.

21 (C) TO THE EXTENT POSSIBLE AND FOR PURPOSES OF REPAYING
22 THE LOAN FROM THE UNCLAIMED PROPERTY TRUST FUND, THE GENERAL
23 ASSEMBLY SHALL PRIORITIZE MAKING ANNUAL TRANSFERS FROM THE
24 GENERAL FUND TO THE UNCLAIMED PROPERTY TRUST FUND BEGINNING IN
25 THE 2030-31 STATE FISCAL YEAR, OR SOONER, IF FUNDS ARE AVAILABLE.

26 (II) A LOAN MADE FROM THE UNCLAIMED PROPERTY TRUST FUND
27 TO A SEPARATE FUND ASSOCIATED WITH A STATE DEPARTMENT:

1 (A) IS AN INTERFUND LOAN ACCORDING TO GOVERNMENTAL
2 ACCOUNTING STANDARDS BOARD CODIFICATION 1800.102, MEANING THAT
3 THE LOAN IS NOT CLASSIFIED AS REVENUE AND IS BOOKED AS AN
4 INTERFUND RECEIVABLE OR PAYABLE; AND

5 (B) IS NOT STATE FISCAL YEAR SPENDING, AS DEFINED IN SECTION
6 24-77-102 (17), OR STATE REVENUES, AS DEFINED IN SECTION 24-77-103.6
7 (6)(c), AND DOES NOT COUNT AGAINST EITHER THE STATE FISCAL YEAR
8 SPENDING LIMIT IMPOSED BY SECTION 20 OF ARTICLE X OF THE STATE
9 CONSTITUTION OR THE EXCESS STATE REVENUES CAP, AS DEFINED IN
10 SECTION 24-77-103.6 (6)(b)(I)(G).

11 (III) LOAN LIABILITIES THAT ARE RECORDED IN THE FUND BUT
12 THAT ARE NOT REQUIRED TO BE PAID IN THE CURRENT FISCAL YEAR SHALL
13 NOT BE CONSIDERED WHEN CALCULATING SUFFICIENT STATUTORY FUND
14 BALANCE FOR PURPOSES OF SECTION 24-75-109.

15 (2) THE STATE TREASURER SHALL CREDIT ALL INTEREST AND
16 INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE
17 PROVIDER STABILIZATION FUND TO THE GENERAL FUND. THE STATE
18 TREASURER SHALL INVEST, AS PROVIDED BY LAW, ANY MONEY IN THE
19 FUND NOT EXPENDED FOR THE PURPOSES SPECIFIED IN SECTION 25.5-3-604.
20 MONEY IN THE FUND, OTHER THAN INTEREST, SHALL NOT BE TRANSFERRED
21 TO ANY OTHER FUND AND SHALL NOT BE USED FOR ANY PURPOSE OTHER
22 THAN THE PURPOSES SPECIFIED IN SECTION 25.5-3-604.

23 (3) SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL
24 ASSEMBLY, THE STATE DEPARTMENT SHALL EXPEND THE MONEY IN THE
25 FUND AND ANY FEDERAL MATCHING MONEY, IN ACCORDANCE WITH
26 SECTION 25.5-3-604 (1), TO DISTRIBUTE PROVIDER STABILIZATION
27 PAYMENTS TO SAFETY NET PROVIDERS DETERMINED ELIGIBLE FOR

1 PAYMENTS IN ACCORDANCE WITH SECTION 25.5-3-604 (2).

2

3 (4) THE STATE DEPARTMENT, IN COLLABORATION WITH THE
4 PROVIDER STABILIZATION FUND ADVISORY BOARD, MAY SEEK, ACCEPT,
5 AND EXPEND GIFTS, GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC
6 SOURCES FOR THE PURPOSES OF SECTION 25.5-3-604. THE STATE
7 DEPARTMENT SHALL TRANSMIT ALL MONEY RECEIVED THROUGH GIFTS,
8 GRANTS, OR DONATIONS TO THE STATE TREASURER, WHO SHALL CREDIT
9 THE MONEY TO THE PROVIDER STABILIZATION FUND.

10 (5) THE STATE DEPARTMENT, IN CONSULTATION WITH THE
11 PROVIDER STABILIZATION FUND ADVISORY BOARD, SHALL LEVERAGE
12 MONEY IN THE FUND TO OBTAIN FEDERAL MATCHING MONEY, WORKING
13 WITH OR THROUGH THE STATE BOARD TO THE EXTENT REQUIRED BY
14 FEDERAL LAW OR OTHERWISE NECESSARY.

15 **25.5-3-604. Provider stabilization payments - eligibility.**

16 (1)(a) THE STATE DEPARTMENT, IN COLLABORATION WITH THE PROVIDER
17 STABILIZATION FUND ADVISORY BOARD, SHALL ANNUALLY ALLOCATE
18 MONEY APPROPRIATED BY THE GENERAL ASSEMBLY FROM THE PROVIDER
19 STABILIZATION FUND AS PROVIDER STABILIZATION PAYMENTS TO SAFETY
20 NET PROVIDERS IN THE STATE THAT COMPLY WITH THE REQUIREMENTS OF
21 SUBSECTION (2) OF THIS SECTION AND ARE DETERMINED TO BE ELIGIBLE
22 FOR A PROVIDER STABILIZATION PAYMENT. THE STATE DEPARTMENT
23 SHALL ALLOCATE THE PROVIDER STABILIZATION PAYMENTS IN AMOUNTS
24 PROPORTIONATE TO THE NUMBER OF LOW-INCOME, UNINSURED
25 INDIVIDUALS SERVED BY AN ELIGIBLE SAFETY NET PROVIDER RELATIVE TO
26 THE TOTAL NUMBER OF LOW-INCOME, UNINSURED INDIVIDUALS SERVED BY
27 ALL ELIGIBLE SAFETY NET PROVIDERS.

1 (b) THE STATE DEPARTMENT, IN CONSULTATION WITH THE
2 ADVISORY BOARD, SHALL ESTABLISH A SCHEDULE FOR ALLOCATING THE
3 MONEY APPROPRIATED FROM THE PROVIDER STABILIZATION FUND FOR
4 ELIGIBLE SAFETY NET PROVIDERS. THE DISBURSEMENT OF MONEY IN THE
5 PROVIDER STABILIZATION FUND TO ELIGIBLE SAFETY NET PROVIDERS
6 PURSUANT TO THIS SECTION IS EXEMPT FROM THE PROVISIONS OF THE
7 "PROCUREMENT CODE", ARTICLES 101 TO 112 OF TITLE 24.

8 (c) PROVIDER STABILIZATION PAYMENTS FROM THE PROVIDER
9 STABILIZATION FUND PURSUANT TO THIS SUBSECTION (1) ARE MADE TO
10 SUPPLEMENT, NOT SUPPLANT, GENERAL FUND APPROPRIATIONS TO
11 SUPPORT SAFETY NET PROVIDER REIMBURSEMENTS.

12 (2) (a) FOR A SAFETY NET PROVIDER TO BE ELIGIBLE FOR A
13 PROVIDER STABILIZATION PAYMENT PURSUANT TO SUBSECTION (1)(a) OF
14 THIS SECTION, THE SAFETY NET PROVIDER SHALL PROVIDE SUFFICIENT
15 INFORMATION TO THE STATE DEPARTMENT, AS SPECIFIED IN SUBSECTION
16 (2)(b) OF THIS SECTION, TO ESTABLISH THAT THE PROVIDER PROVIDES
17 SERVICES TO LOW-INCOME, UNINSURED INDIVIDUALS:

18 (I) AT NO COST; OR

19 (II) ON A SLIDING-FEE SCHEDULE.

20 (b) A SAFETY NET PROVIDER APPLYING FOR A PROVIDER
21 STABILIZATION PAYMENT SHALL ANNUALLY SUBMIT TO THE STATE
22 DEPARTMENT INFORMATION THAT THE STATE DEPARTMENT, IN
23 CONSULTATION WITH THE ADVISORY BOARD, DETERMINES NECESSARY TO
24 ESTABLISH THE PROVIDER'S ELIGIBILITY FOR A PROVIDER STABILIZATION
25 PAYMENT PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION. THE SAFETY
26 NET PROVIDER SHALL PROVIDE THE FOLLOWING:

27 (I) INFORMATION DEMONSTRATING THAT THE PROVIDER IS A

1 SAFETY NET PROVIDER AS DESCRIBED IN SECTION 25.5-3-602 (8)(a), (8)(b),
2 OR (8)(c) OR HAS A CLIENT CASELOAD THAT SATISFIES THE REQUIREMENTS
3 OF SECTION 25.5-3-602 (8)(d);

4 (II) FOR A SAFETY NET PROVIDER DESCRIBED IN SECTION
5 25.5-3-602 (8)(d), THE TOTAL NUMBER OF PATIENTS SERVED, THE NUMBER
6 OF LOW-INCOME, UNINSURED INDIVIDUALS THAT THE PROVIDER SERVED,
7 AND THE NUMBER OF ENROLLEES IN MEDICAID, MEDICARE, OR THE
8 CHILDREN'S BASIC HEALTH PLAN THAT THE PROVIDER SERVED; AND

9 (III) INFORMATION TO DEMONSTRATE THAT THE PROVIDER
10 PROVIDES SERVICES IN COMPLIANCE WITH SUBSECTION (2)(a)(I) OR
11 (2)(a)(II) OF THIS SECTION, AS APPLICABLE.

12 (c) FOR PURPOSES OF THIS SUBSECTION (2), THE NUMBER OF
13 PATIENTS SERVED IS THE NUMBER OF UNDUPLICATED USERS OF
14 HEALTH-CARE SERVICES AND IS NOT THE NUMBER OF VISITS BY A PATIENT.

15 **25.5-3-605. Provider stabilization fund advisory board -**
16 **creation - membership - duties - repeal.** (1) (a) THE PROVIDER
17 STABILIZATION FUND ADVISORY BOARD IS CREATED TO SUPPORT THE
18 STATE DEPARTMENT WITH THE IMPLEMENTATION OF THIS PART 6. THE
19 ADVISORY BOARD CONSISTS OF NINE MEMBERS APPOINTED BY THE
20 GOVERNOR AS FOLLOWS:

21 (I) FIVE MEMBERS WHO ARE ELIGIBLE SAFETY NET PROVIDERS OR
22 WHO REPRESENT ASSOCIATIONS OF ELIGIBLE SAFETY NET PROVIDERS, AT
23 LEAST TWO OF WHOM MUST BE FROM A RURAL AREA OF THE STATE;

24 (II) THREE MEMBERS WHO ARE LOW-INCOME, UNINSURED
25 INDIVIDUALS WHO ARE COLORADO RESIDENTS AND WHO RELY ON SAFETY
26 NET PROVIDERS FOR HEALTH CARE OR WHO ARE REPRESENTATIVES FROM
27 COLORADO-BASED CONSUMER ADVOCACY ORGANIZATIONS THAT WORK

1 ON SAFETY NET HEALTH-CARE MATTERS; AND
2 (III) ONE MEMBER WHO IS AN EMPLOYEE OF THE STATE
3 DEPARTMENT.
4 (b)(I) THE GOVERNOR SHALL MAKE THE INITIAL APPOINTMENTS TO
5 THE ADVISORY BOARD AS SOON AS POSSIBLE AFTER THE EFFECTIVE DATE
6 OF THIS PART 6, BUT NO LATER THAN AUGUST 1, 2025.
7 (II) MEMBERS OF THE ADVISORY BOARD SERVE AT THE PLEASURE
8 OF THE GOVERNOR. THE TERM OF APPOINTMENT IS THREE YEARS.
9 (c) MEMBERS OF THE ADVISORY BOARD SERVE WITHOUT
10 COMPENSATION AND WITHOUT REIMBURSEMENT FOR EXPENSES.
11 (d) THE ADVISORY BOARD SHALL ELECT A CHAIR AND VICE-CHAIR
12 FROM AMONG ITS PROVIDER AND CONSUMER MEMBERS AND SHALL MEET
13 AS NECESSARY AT THE CALL OF THE CHAIR TO PERFORM ITS FUNCTIONS AS
14 SPECIFIED IN THIS PART 6.
15 (2) THE ADVISORY BOARD SHALL CONSULT WITH THE STATE
16 DEPARTMENT, AS WELL AS THE STATE BOARD AS NECESSARY, IN
17 IMPLEMENTING THIS PART 6, INCLUDING ASSISTING THE STATE
18 DEPARTMENT IN ADMINISTERING AND PROVIDING OVERSIGHT OF THE
19 PROVIDER STABILIZATION FUND AND IN LEVERAGING THE FUND TO OBTAIN
20 FEDERAL MATCHING MONEY.
21 (3) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2031.
22 BEFORE THE REPEAL, THE COMMITTEE IS SCHEDULED FOR REVIEW IN
23 ACCORDANCE WITH SECTION 2-3-1203.
24 **25.5-3-606. Provider stabilization fund report** (1) BEGINNING
25 SEPTEMBER 1, 2026, AND BY EACH SEPTEMBER 1 THEREAFTER, THE STATE
26 DEPARTMENT, WITH ASSISTANCE FROM THE ADVISORY BOARD, SHALL
27 PREPARE AND SUBMIT AN ANNUAL REPORT CONCERNING THE PROVIDER

1 STABILIZATION FUND TO:

2 (a) THE HEALTH AND HUMAN SERVICES COMMITTEE OF THE HOUSE

3 OF REPRESENTATIVES AND THE HEALTH AND HUMAN SERVICES COMMITTEE

4 OF THE SENATE, OR THEIR SUCCESSOR COMMITTEES;

5 (b) THE JOINT BUDGET COMMITTEE;

6 (c) THE GOVERNOR; AND

7 (d) THE STATE BOARD.

8 (2) AT A MINIMUM, THE REPORT MUST INCLUDE:

9 (a) THE NUMBER OF LOW-INCOME, UNINSURED INDIVIDUALS AND

10 THE NUMBER OF MEDICAID, MEDICARE, AND CHILDREN'S BASIC HEALTH

11 PLAN ENROLLEES SERVED BY ELIGIBLE SAFETY NET PROVIDERS THAT

12 RECEIVED PROVIDER STABILIZATION PAYMENTS IN THE IMMEDIATELY

13 PRECEDING FISCAL YEAR;

14 (b) THE ALLOCATION OF MONEY TO ELIGIBLE SAFETY NET

15 PROVIDERS, INCLUDING AN ITEMIZATION OF THE TOTAL AMOUNT OF

16 PROVIDER STABILIZATION PAYMENTS ALLOCATED TO EACH ELIGIBLE

17 SAFETY NET PROVIDER; AND

18 (c) ANY OTHER INFORMATION THAT THE STATE DEPARTMENT, IN

19 CONSULTATION WITH THE ADVISORY BOARD, DEEMS NECESSARY OR

20 APPROPRIATE.

21 (3) NOTWITHSTANDING THE REQUIREMENT IN SECTION 24-1-136

22 (11)(a)(I), THE REQUIREMENT TO SUBMIT THE REPORT REQUIRED IN THIS

23 SECTION CONTINUES INDEFINITELY.

24 **SECTION 3. In Colorado Revised Statutes, 2-3-1203, add**

25 **(22)(a)(VII) as follows:**

26 **2-3-1203. Sunset review of advisory committees - legislative**

27 **declaration - definition - repeal. (22) (a) The following statutory**

1 authorizations for the designated advisory committees will repeal on
2 September 1, 2031:

3 (VII) THE PROVIDER STABILIZATION FUND ADVISORY BOARD
4 CREATED IN SECTION 25.5-3-605.

5 **SECTION 4.** In Colorado Revised Statutes, 38-13-801, **amend**
6 **(1)(c); and add (2)(e), (2)(f), and (6) as follows:**

7 **38-13-801. Unclaimed property trust fund - creation -**
8 **payments - interest - appropriations - records - rules.** (1) (c) EXCEPT
9 AS PROVIDED IN SUBSECTION (6) OF THIS SECTION, all interest derived from
10 the deposit and investment of money in the trust fund shall be credited to
11 the trust fund. SUCH INTEREST IS NOT FISCAL YEAR SPENDING OF THE
12 STATE FOR PURPOSES OF SECTION 20 OF ARTICLE X OF THE STATE
13 CONSTITUTION.

14 (2) (e) IF CLAIMS MADE PURSUANT TO THIS ARTICLE 13 EXCEED
15 THE BALANCE IN THE UNCLAIMED PROPERTY TRUST FUND, THE STATE
16 TREASURER SHALL TRANSFER FROM THE GENERAL FUND TO THE
17 UNCLAIMED PROPERTY TRUST FUND AN AMOUNT NEEDED TO PAY THE
18 CLAIMS AND SHALL NOTIFY THE JOINT BUDGET COMMITTEE OF THE
19 GENERAL ASSEMBLY OF THE TRANSFER AND THE AMOUNT OF THE
20 TRANSFER FROM THE GENERAL FUND.

21 (f) INTEREST AND, IF NECESSARY, PRINCIPAL CREDITED, AS
22 REQUIRED BY SUBSECTION (6) OF THIS SECTION, AS A LOAN TO THE
23 PROVIDER STABILIZATION FUND CREATED IN SECTION 25.5-3-603 (1) DOES
24 NOT CONSTITUTE FISCAL YEAR SPENDING OF THE STATE FOR PURPOSES OF
25 SECTION 20 OF ARTICLE X OF THE STATE CONSTITUTION.

26 (6) (a) EXCEPT AS PROVIDED IN SUBSECTION (6)(b) OF THIS
27 SECTION, THE STATE TREASURER SHALL MAKE AN INTEREST-FREE LOAN OF

1 INTEREST DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE
2 UNCLAIMED PROPERTY TRUST FUND TO THE PROVIDER STABILIZATION
3 FUND CREATED IN SECTION 25.5-3-603 (1) AS FOLLOWS:

4 (I) ON AUGUST 1, 2025, TWENTY-FIVE MILLION DOLLARS;

5 (II) ON AUGUST 1, 2026, TWENTY MILLION DOLLARS; AND

6 (III) ON AUGUST 1, 2027, AUGUST 1, 2028, AND AUGUST 1, 2029,
7 FIFTEEN MILLION DOLLARS.

8 (b) IF THERE IS AN INSUFFICIENT AMOUNT OF INTEREST IN THE
9 UNCLAIMED PROPERTY TRUST FUND TO ENABLE THE STATE TREASURER TO
10 CREDIT THE FULL AMOUNT REQUIRED FOR A PARTICULAR STATE FISCAL
11 YEAR FROM INTEREST ALONE, THE STATE TREASURER SHALL CREDIT AN
12 AMOUNT OF PRINCIPAL IN THE TRUST FUND THAT IS SUFFICIENT TO ENABLE
13 THE STATE TREASURER TO CREDIT TO THE PROVIDER STABILIZATION FUND
14 THE FULL AMOUNT REQUIRED FOR THAT STATE FISCAL YEAR.

15 **SECTION 5. Appropriation.** (1) For the 2025-26 state fiscal
16 year, \$25,000,000 is appropriated to the department of health care policy
17 and financing. This appropriation is from the provider stabilization fund
18 created in section 25.5-3-603 (1)(a), C.R.S. To implement this act, the
19 department may use this appropriation as follows:

20 (a) \$138,505 for personal services related to general
21 administration, which amount is based on an assumption that the
22 department will require an additional 2.0 FTE;

23 (b) \$15,900 for operating expenses related to general
24 administration; and

25 (c) \$24,845,595 for provider stabilization payments related to
26 other medical services.

27 **SECTION 6. Safety clause.** The general assembly finds,

1 determines, and declares that this act is necessary for the immediate
2 preservation of the public peace, health, or safety or for appropriations for
3 the support and maintenance of the departments of the state and state
4 institutions.