

First Regular Session  
Seventy-third General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 21-0473.01 Shelby Ross x4510

SENATE BILL 21-038

SENATE SPONSORSHIP

Zenzinger and Smallwood,

HOUSE SPONSORSHIP

Kennedy and Van Winkle,

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Senate Committees

Health & Human Services

House Committees

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**A BILL FOR AN ACT**

101     **CONCERNING AN EXPANSION OF THE COMPLEMENTARY OR**  
102         **ALTERNATIVE MEDICINE PILOT PROGRAM FOR A PERSON WITH**  
103         **A PRIMARY CONDITION RESULTING IN THE TOTAL INABILITY FOR**  
104         **INDEPENDENT AMBULATION.**

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**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 complementary or alternative medicine pilot program (pilot program) currently applies to persons with a spinal cord injury. The bill expands the pilot program to include persons with a primary condition of

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

multiple sclerosis, a brain injury, spina bifida, muscular dystrophy, or cerebral palsy, with the total inability for independent ambulation directly resulting from one of these diagnoses. The bill expands the pilot program to all eligible individuals in Colorado.

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

2           **SECTION 1.** In Colorado Revised Statutes, 25.5-6-1303, **amend**  
3        (1)(a) and (2)(b); and **add** (2)(c) and (2)(d) as follows:

4           **25.5-6-1303. Pilot program - complementary or alternative**  
5        **medicine - rules.** (1) (a) The general assembly authorizes the state  
6        department to implement a pilot program that would allow an eligible  
7        person with a disability to receive complementary or alternative medicine  
8        to the extent authorized by federal waiver. The pilot program may begin  
9        no later than January 1, 2012. The state department shall design and  
10        implement the pilot program with input from an advisory committee that  
11        must include, but need not be limited to, persons with spinal cord injuries  
12        who are receiving complementary or alternative medicine. ~~The state~~  
13        ~~department shall continue to utilize a volunteer outreach coordinator~~  
14        ~~throughout the duration of the pilot program whose duties include, but are~~  
15        ~~not limited to, facilitating participant and provider enrollment and acting~~  
16        ~~as an informal liaison between the state department, pilot program~~  
17        ~~participants, and other stakeholders.~~ The state department may seek any  
18        federal waivers that may be necessary to implement this part 13.

19           (2) (b) In order to qualify and to remain eligible for the pilot  
20        program authorized by this section, a person shall:

21           (I) Be diagnosed with a PRIMARY CONDITION OF A spinal cord  
22        injury, MULTIPLE SCLEROSIS, A BRAIN INJURY, SPINA BIFIDA, MUSCULAR  
23        DYSTROPHY, OR CEREBRAL PALSY, WITH THE TOTAL INABILITY FOR

1 INDEPENDENT AMBULATION DIRECTLY RESULTING FROM ONE OF THESE  
2 DIAGNOSES;

3 (II) Be willing to participate in the pilot program;  
4 (III) Demonstrate a current need, as further defined in rule by the  
5 state board, for complementary or alternative medicine; and

6 (IV) Be eligible for medicaid, including but not limited to persons  
7 whose gross income does not exceed three hundred percent of the current  
8 federal supplemental security income benefit level and who are eligible  
9 for a home- and community-based program authorized pursuant to this  
10 title or the consumer-directed attendant support pilot program authorized  
11 pursuant to part 10 of article 6 of this title WHO MEET THE FUNCTIONAL  
12 LEVEL OF CARE AND FINANCIAL CRITERIA DESCRIBED IN RULES  
13 PROMULGATED BY THE STATE BOARD RELATING TO LONG-TERM CARE  
14 SERVICES.

15 (c) THE STATE DEPARTMENT SHALL IMPLEMENT SUBSECTION (2)(b)  
16 OF THIS SECTION NO LATER THAN JULY 1, 2022.

17 (d) THE PILOT PROGRAM IS AVAILABLE TO ALL ELIGIBLE  
18 INDIVIDUALS IN COLORADO.

19 **SECTION 2. Act subject to petition - effective date.** This act  
20 takes effect at 12:01 a.m. on the day following the expiration of the  
21 ninety-day period after final adjournment of the general assembly; except  
22 that, if a referendum petition is filed pursuant to section 1 (3) of article V  
23 of the state constitution against this act or an item, section, or part of this  
24 act within such period, then the act, item, section, or part will not take  
25 effect unless approved by the people at the general election to be held in  
26 November 2022 and, in such case, will take effect on the date of the  
27 official declaration of the vote thereon by the governor.