

Second Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 14-0062.01 Brita Darling x2241

HOUSE BILL 14-1135

HOUSE SPONSORSHIP

Joshi, Wright, Humphrey, Buck, Everett, Landgraf, Lawrence, Navarro, Nordberg, Rankin, Sonnenberg, Szabo, Wilson

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A BILL FOR AN ACT

101 **CONCERNING RESTRICTING THE USE OF GENERAL FUND MONEYS FOR**
102 **CERTAIN ADULT POPULATIONS IN THE COLORADO MEDICAL**
103 **ASSISTANCE PROGRAM.**

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://www.leg.state.co.us/billsummaries>.)

The bill prohibits the use of general fund moneys for the new eligibility group in the medical assistance program that includes adults who are childless or without dependent children with incomes up to 133% of the federal poverty line.

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

If there are insufficient moneys to fund this eligibility group without using general fund moneys, the state department shall amend the state plan to decrease income eligibility or benefits or to eliminate the eligibility group.

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

2 **SECTION 1.** In Colorado Revised Statutes, 25.5-5-201, **amend**

3 (1) (p) as follows:

4 **25.5-5-201. Optional provisions - optional groups - repeal.**

5 (1) The federal government allows the state to select optional groups to
6 receive medical assistance. Pursuant to federal law, any person who is
7 eligible for medical assistance under the optional groups specified in this
8 section shall receive both the mandatory services specified in sections
9 25.5-5-102 and 25.5-5-103 and the optional services specified in sections
10 25.5-5-202 and 25.5-5-203. Subject to the availability of federal financial
11 aid funds, the following are the individuals or groups that Colorado has
12 selected as optional groups to receive medical assistance pursuant to this
13 article and articles 4 and 6 of this title:

14 (p) (I) Subject to federal approval, adults who are childless or
15 without a dependent child in the home, as described in section 1902 (a)
16 (10) (A) (i) (VIII) of the FEDERAL "Social Security Act", 42 U.S.C. sec.
17 1396a, who have attained nineteen years of age but have not attained
18 sixty-five years of age, and whose family income does not exceed one
19 hundred thirty-three percent of the federal poverty line, adjusted for
20 family size.

21 (II) (A) NO GENERAL FUND MONEYS SHALL BE USED FOR THE
22 ELIGIBILITY GROUP DESCRIBED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH
23 (p).

1 (B) NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPH (I) OF
2 THIS PARAGRAPH (p), IF THERE ARE INSUFFICIENT MONEYS AVAILABLE
3 WITHOUT USING GENERAL FUND MONEYS TO FULLY FUND THE ELIGIBILITY
4 GROUP DESCRIBED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH (p), THE
5 STATE DEPARTMENT SHALL AMEND THE STATE PLAN TO REDUCE THE
6 MEDICAL BENEFITS OFFERED OR THE INCOME ELIGIBILITY FOR THIS
7 ELIGIBILITY GROUP OR TO ELIMINATE THIS ELIGIBILITY GROUP.

8 **SECTION 2. Act subject to petition - effective date.** This act
9 takes effect at 12:01 a.m. on the day following the expiration of the
10 ninety-day period after final adjournment of the general assembly (August
11 6, 2014, if adjournment sine die is on May 7, 2014); except that, if a
12 referendum petition is filed pursuant to section 1 (3) of article V of the
13 state constitution against this act or an item, section, or part of this act
14 within such period, then the act, item, section, or part will not take effect
15 unless approved by the people at the general election to be held in
16 November 2014 and, in such case, will take effect on the date of the
17 official declaration of the vote thereon by the governor.