

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

INTRODUCED

LLS NO. 25-0493.02 Chelsea Princell x4335

HOUSE BILL 25-1162

HOUSE SPONSORSHIP

Feret,

SENATE SPONSORSHIP

(None),

House Committees
Health & Human Services

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING REDETERMINATION OF ELIGIBILITY FOR INDIVIDUALS**
102 **ENROLLED IN THE STATE MEDICAL 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://leg.colorado.gov>.)

The bill authorizes the department of health care policy and financing (state department) to seek federal authorization to:

- Extend the timeline for member reenrollment in the state medical assistance program based on the financial eligibility for a member whose income is based solely on a fixed income source; and

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.

- Verify a member's eligibility for reenrollment based on income and need at the same time.

The bill requires the state department to modify the questions asked to medical professionals when verifying a member's need for long-term services and supports and allows any licensed medical professional who has a bona fide physician-patient relationship with a member to complete the documentation necessary to verify a member's need for long-term services and supports.

The bill prohibits the state department from requiring new documentation for a member who transitions from receiving services in an institutional setting to receiving services in a home- and community-based setting and vice versa.

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

2 **SECTION 1.** In Colorado Revised Statutes, 25.5-4-205, **amend**
3 (3)(b)(I) introductory portion; and **add** (3)(b)(I.5)(H) and (3)(b)(I.5)(I) as
4 follows:

5 **25.5-4-205. Application - verification of eligibility -**
6 **demonstration project - rules.** (3) (b) (I) The state department shall
7 ~~promulgate~~ ADOPT rules that:

8 (I.5) (H) THE STATE DEPARTMENT SHALL EXTEND THE TIMELINE
9 FOR REENROLLMENT BASED ON THE FINANCIAL ELIGIBILITY FOR A MEMBER
10 WHOSE INCOME CONSISTS SOLELY OF DISABILITY INCOME OR ANOTHER
11 SOURCE OF FIXED INCOME FROM ONE YEAR TO THREE YEARS, OR AS
12 APPROVED BY THE FEDERAL GOVERNMENT. THE STATE DEPARTMENT
13 SHALL SEEK ANY NECESSARY FEDERAL AUTHORIZATION TO IMPLEMENT
14 THIS SUBSECTION (3)(b)(I.5)(H).

15 (I) IF THE DATE OF A MEMBER'S REENROLLMENT VERIFICATION
16 BASED ON THE MEMBER'S INCOME OCCURS WITHIN SIXTY DAYS AFTER THE
17 DATE OF THE MEMBER'S REENROLLMENT VERIFICATION BASED ON THE
18 MEMBER'S NEED FOR SERVICES, THE STATE DEPARTMENT MUST CONDUCT
19 THE REENROLLMENT VERIFICATION BASED ON THE MEMBER'S INCOME ON

1 THE DATE THAT ALIGNS WITH THE DATE OF THE MEMBER'S REENROLLMENT
2 VERIFICATION BASED ON THE MEMBER'S NEED FOR SERVICES. THE STATE
3 DEPARTMENT SHALL SEEK ANY NECESSARY FEDERAL AUTHORIZATION TO
4 IMPLEMENT THIS SUBSECTION (3)(b)(I.5)(I).

5 **SECTION 2.** In Colorado Revised Statutes, **add 25.5-6-117** as
6 follows:

7 **25.5-6-117. Determination of need-based services -**
8 **professional medical information page - definition.** (1) AS USED IN
9 THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES,
10 "PROFESSIONAL MEDICAL INFORMATION PAGE" MEANS DOCUMENTED
11 MEDICAL INFORMATION SIGNED BY A LICENSED MEDICAL PROFESSIONAL
12 AND USED AS A COMPONENT OF THE ASSESSMENT THAT DETERMINES A
13 MEMBER'S NEED FOR LONG-TERM SERVICES AND SUPPORTS.

14 (2) ON OR BEFORE JANUARY 1, 2026, THE STATE DEPARTMENT
15 SHALL MODIFY THE PROFESSIONAL MEDICAL INFORMATION PAGE USED TO
16 ASSESS A MEMBER'S NEED FOR LONG-TERM SERVICES AND SUPPORTS TO
17 REDUCE THE NUMBER OF MEDICAL QUESTIONS REQUIRED IN THE
18 DOCUMENTATION THAT ARE OBTAINED FROM MEDICAL PROFESSIONALS.

19 (3) ANY LICENSED MEDICAL PROFESSIONAL WHO HAS A BONA FIDE
20 PHYSICIAN-PATIENT RELATIONSHIP WITH A MEMBER MAY COMPLETE A
21 PROFESSIONAL MEDICAL INFORMATION PAGE FOR A MEMBER.

22 (4) THE STATE DEPARTMENT SHALL NOT REQUIRE A MEMBER TO
23 OBTAIN A NEW PROFESSIONAL MEDICAL INFORMATION PAGE WHEN THE
24 MEMBER TRANSITIONS FROM RECEIVING SERVICES IN AN INSTITUTIONAL
25 SETTING TO A HOME- AND COMMUNITY-BASED SETTING OR WHEN THE
26 MEMBER TRANSITIONS FROM RECEIVING SERVICES IN A HOME- AND
27 COMMUNITY-BASED SETTING TO AN INSTITUTIONAL SETTING.

1 **SECTION 3. Act subject to petition - effective date.** This act
2 takes effect at 12:01 a.m. on the day following the expiration of the
3 ninety-day period after final adjournment of the general assembly; except
4 that, if a referendum petition is filed pursuant to section 1 (3) of article V
5 of the state constitution against this act or an item, section, or part of this
6 act within such period, then the act, item, section, or part will not take
7 effect unless approved by the people at the general election to be held in
8 November 2026 and, in such case, will take effect on the date of the
9 official declaration of the vote thereon by the governor.