

Second Regular Session  
Sixty-eighth General Assembly  
STATE OF COLORADO

REVISED

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

LLS NO. 12-0899.01 Brita Darling x2241

HOUSE BILL 12-1339

---

HOUSE SPONSORSHIP

Becker, Gerou, Levy

SENATE SPONSORSHIP

Lambert, Hodge, Steadman

---

House Committees  
Appropriations

Senate Committees  
Appropriations

---

A BILL FOR AN ACT

101 CONCERNING THE COLORADO BENEFITS MANAGEMENT SYSTEM  
102 IMPROVEMENT AND MODERNIZATION PROJECT, AND, IN  
103 CONNECTION THEREWITH, MAKING AN APPROPRIATION.

---

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>.)*

**Joint Budget Committee Budget Package Bill.** The bill authorizes the general assembly to appropriate moneys for the Colorado benefits management system improvement and modernization project (project).

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.*

SENATE  
Am ended 2nd Reading  
April 18, 2012

HOUSE  
3rd Reading Unam ended  
April 12, 2012

HOUSE  
2nd Reading Unam ended  
April 11, 2012

In addition, the bill requires the chief information officer of the governor's office of information technology to submit a written report to the joint budget committee on a quarterly basis concerning the project.

Each quarterly report shall include an overview of the project and the management structure of the project. Each quarterly report shall also include a general overview indicator of the status for each project component and a detailed update for each project component.

The statute repeals, effective July 1, 2014.

---

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-37.5-106, **amend**  
3 (1) (r) and (1) (s); and **add** (1) (t) as follows:

4 **24-37.5-106. Chief information officer - duties and**  
5 **responsibilities - broadband inventory fund created - repeal.** (1) The  
6 chief information officer shall:

7 (r) In consultation with the government data advisory board  
8 created in section 24-37.5-703, adopt rules and procedures for responding  
9 to data requests submitted by an entity outside of state government; ~~and~~

10 (s) In consultation with the government data advisory board  
11 created in section 24-37.5-703, adopt a schedule of fees that the office  
12 may charge to state agencies to supervise and administer  
13 interdepartmental and external data requests, that a state agency may  
14 charge another state agency in responding to an interdepartmental data  
15 request, and that a state agency may charge to respond to a data request  
16 submitted by an entity outside of state government. The chief information  
17 officer shall ensure that the amount of the fees does not exceed the direct  
18 and indirect costs incurred by the office or by the state agency that is  
19 responding to a data request; AND

20 (t) (I) MONITOR THE COLORADO BENEFITS MANAGEMENT SYSTEM  
21 IMPROVEMENT AND MODERNIZATION PROJECT AND REPORT QUARTERLY TO

1 THE JOINT BUDGET COMMITTEE PURSUANT TO THE PROVISIONS OF SECTION  
2 24-37.5-113.

3 (II) THIS PARAGRAPH (t) IS REPEALED, EFFECTIVE JULY 1, 2014.

4 **SECTION 2.** In Colorado Revised Statutes, **add** 24-37.5-113 as  
5 follows:

6 **24-37.5-113. Colorado benefits management system**  
7 **improvement and modernization project - appropriation - reporting**  
8 **- repeal.** (1) THE GENERAL ASSEMBLY SHALL APPROPRIATE MONEYS FOR  
9 THE COLORADO BENEFITS MANAGEMENT SYSTEM IMPROVEMENT AND  
10 MODERNIZATION PROJECT, REFERRED TO IN THIS SECTION AS THE "CBMS  
11 PROJECT".

12 (2) (a) COMMENCING JUNE 1, 2012, AND CONTINUING ON A  
13 QUARTERLY BASIS, THEREAFTER, INCLUDING SEPTEMBER 1, DECEMBER 1,  
14 AND MARCH 1 OF EACH YEAR, THE CHIEF INFORMATION OFFICER SHALL  
15 REPORT TO THE JOINT BUDGET COMMITTEE, PURSUANT TO THE PROVISIONS  
16 OF SECTION 24-1-136, CONCERNING THE CBMS PROJECT. EACH  
17 QUARTERLY REPORT SHALL INCLUDE THE INFORMATION DESCRIBED IN  
18 SUBSECTION (3) OF THIS SECTION.

19 (3) EACH QUARTERLY REPORT SHALL INCLUDE:

20 (a) AN OVERVIEW OF THE MANAGEMENT STRUCTURE IN THE  
21 GOVERNOR'S OFFICE OF INFORMATION TECHNOLOGY FOR THE CBMS  
22 PROJECT, INCLUDING LEADERSHIP, PROJECT MANAGEMENT, AND INTERNAL  
23 OVERSIGHT;

24 (b) AN OVERVIEW OF THE CBMS PROJECT WORK PLAN, INCLUDING:

25 (I) A LIST OF ALL SCHEDULED PROJECT COMPONENTS;

26 (II) THE ACTUAL OR ANTICIPATED START AND END DATES FOR  
27 EACH PROJECT COMPONENT;

1 (III) THE AMOUNT BUDGETED FOR EACH PROJECT COMPONENT;

2 AND

3 (IV) THE AMOUNT EXPENDED FOR EACH PROJECT COMPONENT;

4 (c) A LIST AND DESCRIPTION OF ANY MAJOR CHANGES, ADDITIONS,  
5 DELETIONS, OR MODIFICATIONS TO PROJECT COMPONENTS;

6 (d) AN OVERVIEW OF THE PROJECT STATUS INDICATOR FOR EACH  
7 COMPONENT OF THE PROJECT WORK PLAN CURRENTLY COMPLETED, IN  
8 PROGRESS, OR SCHEDULED TO COMMENCE WITHIN THE QUARTER  
9 FOLLOWING THE DATE OF THE REPORT, INCLUDING:

10 (I) OVERALL PROJECT STATUS;

11 (II) SCOPE OF PROJECT;

12 (III) RESOURCES OF PROJECT;

13 (IV) BUDGET OF PROJECT;

14 (V) RISK OF PROJECT;

15 (VI) SCHEDULE OF PROJECT; AND

16 (VII) DELIVERABLES OF PROJECT;

17 (e) A DETAILED UPDATE FOR EACH COMPONENT OF THE PROJECT  
18 WORK PLAN CURRENTLY COMPLETED, IN PROGRESS, OR SCHEDULED TO  
19 COMMENCE WITHIN THE QUARTER FOLLOWING THE DATE OF THE REPORT,  
20 INCLUDING, FOR EACH COMPONENT:

21 (I) THE RATING;

22 (II) THE PERCENTAGE COMPLETE;

23 (III) DESCRIPTIVE INFORMATION ON THE OVERALL STATUS;

24 (IV) SCHEDULE STATUS;

25 (V) SCOPE STATUS;

26 (VI) BUDGET STATUS;

27 (VII) KEY ACCOMPLISHMENTS ASSOCIATED WITH THE

1 COMPONENT;  
2 (VIII) WORK PLAN FOR THE NEXT QUARTER;  
3 (IX) CRITICAL DEPENDENCIES ASSOCIATED WITH THE COMPONENT;  
4 (X) ISSUES AND CONCERNS RELATING TO THE COMPONENT; AND  
5 (XI) HOW THE PROJECT COMPONENT IS AFFECTING OR WILL AFFECT  
6 THE DELIVERY OF STATE-SUPERVISED PUBLIC ASSISTANCE PROGRAMS  
7 FACILITATED BY THE CBMS, COUNTY DEPARTMENT STAFF, AND CITIZENS  
8 APPLYING FOR OR ENROLLED IN STATE-SUPERVISED PUBLIC ASSISTANCE  
9 PROGRAMS.

10 (4) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2014.

11 **SECTION 3. Appropriation.** (1) In addition to any other  
12 appropriation, there is hereby appropriated, to the department of health  
13 care policy and financing, for the fiscal year beginning July 1, 2011, the  
14 sum of \$3,654,755, or so much thereof as may be necessary, for allocation  
15 to department of human services medicaid-funded programs, office of  
16 information technology services-medicaid funding for Colorado benefits  
17 management system modernization expenses related to the  
18 implementation of this act. Of said sum, \$1,820,992 is from the general  
19 fund, \$6,398 is from the old age pension \_\_\_ fund pursuant to section 7 (c)  
20 of article XXIV of the state constitution, \$2,123 is from the children's  
21 basic health plan trust created in section 25.5-8-105 (1), Colorado  
22 Revised Statutes, and \$1,825,242 is from federal funds. Any funds  
23 appropriated in this subsection (1) not expended prior to July 1, 2012, are  
24 further appropriated to the department in FY 2012-13 for the same  
25 purposes.

26 (2) In addition to any other appropriation, there is hereby  
27 appropriated, to the department of human services, for the fiscal year

1 beginning July 1, 2011, the sum of \$8,950,260, or so much thereof as may  
2 be necessary, for allocation to the office of information technology  
3 services for Colorado benefits management system modernization  
4 contract expenses related to the implementation of this act. Of said sum,  
5 \$3,845,866 is from the general fund, \$199,942 is from the old age  
6 pension fund created in section 1 of article XXIV of the state constitution,  
7 \$3,654,755 is from reappropriated funds received from the department of  
8 health care policy and financing out of the appropriation made in  
9 subsection (1) of this section, and \$1,249,697 is from federal funds from  
10 the U.S. department of agriculture for the supplemental nutrition  
11 assistance program. Any funds appropriated in this subsection (2) not  
12 expended prior to July 1, 2012, are further appropriated to the department  
13 in FY 2012-13 for the same purposes.

14 (3) In addition to any other appropriation, there is hereby  
15 appropriated to the governor - lieutenant governor - state planning and  
16 budgeting, for the fiscal year beginning July 1, 2011, the sum of  
17 \$8,950,260, or so much thereof as may be necessary, for allocation to the  
18 office of information technology for Colorado benefits management  
19 system modernization contract expenses related to the implementation of  
20 this act. Said sum shall be from reappropriated funds received from the  
21 department of human services out of the appropriation made in subsection  
22 (2) of this section. Any funds appropriated in this subsection (3) not  
23 expended prior to July 1, 2012, are further appropriated to the department  
24 in FY 2012-13 for the same purposes.

25 **SECTION 4. Appropriation.** (1) In addition to any other  
26 appropriation, there is hereby appropriated, from reappropriated funds  
27 received from the department of human services out of the appropriation

1 made in subsection (7) of this section, to the department of health care  
2 policy and financing, for the fiscal year beginning July 1, 2012, the sum  
3 of \$997,655 and 11.0 FTE, or so much thereof as may be necessary, to be  
4 allocated to the executive director's office, general administration, for the  
5 implementation of this act as follows:

- 6 (a) \$825,119 and 11.0 FTE for personal services;
- 7 (b) \$56,737 for health, life, and dental;
- 8 (c) \$1,309 for short-term disability;
- 9 (d) \$26,194 for S.B. 04-257 amortization equalization  
10 disbursement;
- 11 (e) \$23,500 for S.B. 06-235 supplemental amortization  
12 equalization disbursement; and
- 13 (f) \$64,796 for operating expenses.

14 (2) In addition to any other appropriation, there is hereby  
15 appropriated, to the department of health care policy and financing, for  
16 the fiscal year beginning July 1, 2012, the sum of \$8,630,836, or so much  
17 thereof as may be necessary, for allocation to department of human  
18 services medicaid-funded programs, office of information technology  
19 services-medicare funding, for Colorado benefits management system  
20 modernization expenses related to the implementation of this act. Of said  
21 sum, \$4,307,395 is from the general fund, \$8,039 is from the old age  
22 pension      fund pursuant to section 7 (c) of article XXIV of the state  
23 constitution, \$2,669 is from the children's basic health plan trust created  
24 in section 25.5-8-105 (1), Colorado Revised Statutes, and \$4,312,733 is  
25 from federal funds.

26 (3) In addition to any other appropriation, there is hereby  
27 appropriated, to the department of human services, for the fiscal year

1 beginning July 1, 2012, the sum of \$107,740, or so much thereof as may  
2 be necessary, for the implementation of this act. Of said sum, \$40,919 is  
3 from the general fund, \$3,732 is from various sources of cash funds,  
4 \$39,762 is from reappropriated funds received from the department of  
5 health care policy and financing out of the appropriation made in  
6 subsection (2) of this section, and \$23,327 is from federal funds from the  
7 U.S. department of agriculture for the supplemental nutrition assistance  
8 program. Said sum is to be allocated to the executive director's office,  
9 general administration, as follows:

- 10 (a) \$56,733 for health, life, and dental;
- 11 (c) \$1,310 for short-term disability;
- 12 (d) \$26,196 for S.B. 04-257 amortization equalization  
13 disbursement; and
- 14 (e) \$23,501 for S.B. 06-235 supplemental amortization  
15 equalization disbursement.

16 (4) In addition to any other appropriation, there is hereby  
17 appropriated, to the department of human services, for the fiscal year  
18 beginning July 1, 2012, the sum of \$825,118 and 11.0 FTE, or so much  
19 thereof as may be necessary, for allocation to the office of information  
20 technology services, Colorado benefits management system  
21 modernization, for department of human services personal services  
22 expenses related to the implementation of this act. Of said sum, \$313,380  
23 is from the general fund, \$28,582 is from the old age pension fund  
24 created in section 1 of article XXIV of the state constitution, \$304,510 is  
25 from reappropriated funds received from the department of health care  
26 policy and financing out of the appropriation made in subsection (2) of  
27 this section, and \$178,646 is from federal funds from the U.S. department



1 of agriculture for the supplemental nutrition assistance program.

2 (5) In addition to any other appropriation, there is hereby  
3 appropriated, to the department of human services, for the fiscal year  
4 beginning July 1, 2012, the sum of \$64,797, or so much thereof as may  
5 be necessary, for allocation to the office of information technology  
6 services, Colorado benefits management system modernization, for  
7 department of human services operating expenses related to the  
8 implementation of this act. Of said sum, \$24,610 is from the general  
9 fund, \$2,245 is from the old age pension fund created in section 1 of  
10 article XXIV of the state constitution, \$23,913 is from reappropriated  
11 funds received from the department of health care policy and financing  
12 out of the appropriation made in subsection (2) of this section, and  
13 \$14,029 is from federal funds from the U.S. department of agriculture for  
14 the supplemental nutrition assistance program.

15 (6) In addition to any other appropriation, there is hereby  
16 appropriated, to the department of human services, for the fiscal year  
17 beginning July 1, 2012, the sum of \$12,279,762, or so much thereof as  
18 may be necessary, for allocation to the office of information technology  
19 services, Colorado benefits management system modernization, for  
20 contract expenses related to the implementation of this act. Of said sum,  
21 \$2,950,265 is from the general fund, \$182,116 is from the old age  
22 pension fund created in section 1 of article XXIV of the state constitution,  
23 \$7,894,467 is from reappropriated funds received from the department of  
24 health care policy and financing out of the appropriation made in  
25 subsection (2) of this section, and \$1,252,914 is from federal funds from  
26 the U.S. department of agriculture for the supplemental nutrition  
27 assistance program.

1           (7) In addition to any other appropriation, there is hereby  
2 appropriated, to the department of human services, for the fiscal year  
3 beginning July 1, 2012, the sum of \$997,655, or so much thereof as may  
4 be necessary, for allocation to the office of information technology  
5 services, Colorado benefits management system modernization, for  
6 department of health care policy and financing personal services,  
7 operating, and centrally appropriated expenses related to the  
8 implementation of this act. Of said sum, \$378,909 is from the general  
9 fund, \$34,559 is from the old age pension fund created in section 1 of  
10 article XXIV of the state constitution, \$368,184 is from reappropriated  
11 funds received from the department of health care policy and financing  
12 out of the appropriation made in subsection (2) of this section, and  
13 \$216,003 is from federal funds from the U.S. department of agriculture  
14 for the supplemental nutrition assistance program.

15           (8) In addition to any other appropriation, there is hereby  
16 appropriated to the governor - lieutenant governor - state planning and  
17 budgeting, for the fiscal year beginning July 1, 2012, the sum of  
18 \$12,279,762, or so much thereof as may be necessary, for allocation to the  
19 office of information technology for Colorado benefits management  
20 system modernization contract expenses related to the implementation of  
21 this act. Said sum shall be from reappropriated funds received from the  
22 department of human services out of the appropriation made in subsection  
23 (6) of this section.

24           **SECTION 5. Safety clause.** The general assembly hereby finds,  
25 determines, and declares that this act is necessary for the immediate  
26 preservation of the public peace, health, and safety.