

First Regular Session
Seventy-second General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 19-1098.01 Jacob Baus x2173

SENATE BILL 19-245

SENATE SPONSORSHIP

Gonzales,

HOUSE SPONSORSHIP

(None),

Senate Committees
Health & Human Services

House Committees

A BILL FOR AN ACT

101 CONCERNING GRANTING THE DEPARTMENT OF HUMAN SERVICES
102 RULE-MAKING AUTHORITY TO AMEND THE LENGTH OF TIME
103 PERMITTED TO SATISFY ADMINISTRATIVE APPEAL
104 REQUIREMENTS FOR THE FOOD STAMP PROGRAM IN ORDER TO
105 COMPLY WITH FEDERAL LAW.

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 grants the department of human services rule-making authority to amend the length of time permitted to satisfy hearings and

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.

determinations requirements pursuant to an appeal related to food stamps in order to comply with federal law.

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

2 **SECTION 1.** In Colorado Revised Statutes, **amend** 26-2-304 as
3 follows:

4 **26-2-304. Appeals - recoveries - rules.** (1) The provisions of
5 section 26-2-127, relating to appeals, and section 26-2-128, relating to
6 recoveries, ~~shall~~ apply to the food stamp program, except when such
7 sections conflict with federal statute or regulation or when a specific
8 conflict with federal statute or regulation is not clearly present and the
9 state department elects by regulation to follow federal statute or
10 regulation.

11 (2) NOTWITHSTANDING SUBSECTION (1) OF THIS SECTION AND
12 SECTION 26-2-127 (1)(a)(II), THE STATE DEPARTMENT MAY PROMULGATE
13 RULES THAT AMEND THE LENGTH OF TIME PERMITTED TO SATISFY ANY
14 REQUIREMENT IN SECTION 24-4-105 RELATED TO AN APPEAL PURSUANT TO
15 THIS PART 3 TO ENSURE COMPLIANCE WITH THE FEDERAL LAW.

16 **SECTION 2. Safety clause.** The general assembly hereby finds,
17 determines, and declares that this act is necessary for the immediate
18 preservation of the public peace, health, and safety.