



COLORADO

Department of Health Care
Policy & Financing

1570 Grant Street
Denver, CO 80203

2024 HCPF Legislative Agenda Overview

February 2024

HB24-1229: Presumptive Eligibility for Long-Term Care

This bill will give HCPF statutory authority to pursue an 1115 waiver to expand the population eligible for Presumptive Eligibility (PE) to include individuals with disabilities. PE for people with disabilities facilitates prompt delivery of services in a community setting and can prevent nursing home admissions, or reduce length of stay in a nursing home. PE for Home and Community Based Services (HCBS) can also shorten the length of stay in a hospital while members wait for Medicaid eligibility determination to discharge.

This bill is a technical adjustment to existing language that would:

- Ensure PE is available to both individuals with Intellectual or Developmental Disabilities (IDD) and those who use Long-Term Services and Supports (LTSS);
- Ensure HCPF can request the appropriate federal authority to implement PE, as current authority only allows amendments to the state plan and HCBS waivers;
- Allows both financial (meeting income and asset limits requirements) and functional (meeting level of care requirements) PE.

Revise and Clarify Safety Net Requirements for Primary Care and Hospital Services

This bill will sunset the Colorado Indigent Care Program (CICP) as a distinct program because the funding for CICP clinics was repealed in 2021. It would also add funding to the Primary Care Fund, to provide funding for uninsured Coloradans at 200-250% of the Federal Poverty Line (FPL) who receive care at Federally Qualified Health Centers (FQHCs). Currently, the Primary Care Fund payments to clinics is based only on care provided to uninsured Coloradans up to 200% of FPL. This bill is a companion bill to the Department's [R-6 "Provider Rates Adjustments"](#) budget request.

SB24-135: Modification of State Agency & Department Reporting Requirements

This bill will make a variety of technical changes to multiple state agencies' required legislative reports to ensure relevancy, timeliness, accountability and transparency. It will remove duplicative and outdated reporting, reduce administrative burden, align due dates to improve statutory alignment, and create implementation efficiencies.

Improving health care equity, access and outcomes for the people we serve while
saving Coloradans money on health care and driving value for Colorado.

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Multiple agencies support this bill, including: Department of Early Childhood, Department of Human Services, Department of Local Affairs, Department of Health Care Policy and Financing, Department of Natural Resources, Department of Higher Education, Department of Public Safety, Department of Revenue, Office of Economic Development and International Trade, Office of Information Technology, Department of Labor and Employment, and the Office of the Attorney General.

SB22-200 Rural Stimulus Administrative Funds Extension

This technical change will extend the Department’s authority to use existing *administrative* funds appropriated from the Rural Provider Stimulus Grant Program. It will be included in a broader clean-up bill incorporating other technical changes associated with programs funded from the American Rescue Plan Act. Currently, SB22-200 requires that all money in the fund not expended by July 1, 2024, be reverted to the Economic Recovery and Relief Cash Fund. The federal requirements for these funds must be closely followed, and this proposal extends the deadline through December 2024, allowing HCPF to administer, monitor, and revise grant agreements, if needed, in accordance with federal requirements.

Expand CHP+ to Include Services for People with Autism

Currently, if a child with autism moves from Medicaid to CHP+, that child will lose access to services that address ASD. This bill is a companion to the Department’s [R-9 “Access to Benefits” request](#), which includes funding to expand the Child Health Plan Plus (CHP+) to provide coverage for Autism Spectrum Disorder (ASD) treatments. A statutory change is required to provide this coverage.

HB24-1146: Medicaid Provider Suspension for Organized Fraud

This bill would give HCPF the authority to suspend Medicaid providers if HCPF has identified the provider as participating in an ongoing, alleged, organized crime or organized fraud scheme, impacting the Medicaid or CHP+ program. Providers would maintain appeal rights as afforded under CRS §24-4-105(2). This bill was signed into law on February 20.

2023 INTERIM COMMITTEE LEGISLATION -

The three bills listed below are sponsored by two specific 2023 interim committees. Each bill is a high priority for the Department and will be followed closely with the Department’s support.

Colorado’s Child Welfare System Interim Study Committee

HB24-1038 - High-Acuity Crisis for Children & Youth

This bill creates and expands programs for youth who are in, or are at risk of being placed in, out-of-home care. Full summary is available at the [Committee’s webpage](#).



Opioid and Other Substance Use Disorders Study Committee

SB24-047 - Prevention of Substance Use Disorder

The bill creates several measures regarding the prevention of substance use disorders, including creating a grant program, modifying the Prescription Drug Monitoring Program (PDMP), creating a data linkage project, establishing procedures for local drug overdose fatality review teams, and providing additional modifications to existing programs, including a provision to give HCPF access to the PDMP for specific purposes.

HB24-1045 - Treatment for Substance Use Disorder

The bill creates and expands programs and services for substance use disorder (SUD) treatments. Specifically, the bill:

- Creates the Behavioral Health Diversion Pilot Program
- Provides reentry services under Medicaid
- Provides partial hospitalization services for SUD under Medicaid
- Expands the Colorado Child Care Assistance Program
- Provides safety net Provider Application support services.
- Creates the Contingency Management Grant Program

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