

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

Date

June 6, 2020

Committee on Appropriations.

After consideration on the merits, the Committee recommends the following:

SB20-212 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the consent calendar:

1 Amend printed bill, page 2, after line 1, insert:

2 **"SECTION 1. Legislative declaration.** (1) The general
3 assembly finds that:

4 (a) On March 27, 2020, the federal government enacted the
5 "Coronavirus Aid, Relief, and Economic Security Act" ("CARES Act"),
6 Pub.L. 116-136, Stat. 281 (2020), pursuant to which Colorado received
7 approximately \$1,674,000,000 from the federal coronavirus relief fund
8 to use for necessary expenditures incurred due to the current COVID-19
9 public health emergency;

10 (b) On May 18, 2020, the Colorado governor issued Executive
11 Order 2020 D 070, transferring \$70,000,000 from the state "CARES Act"
12 fund to the state general fund for eligible expenditures;

13 (c) The expenditures in this bill are considered an allowable use
14 under the federal "CARES Act" and are necessary to respond to the
15 COVID-19 public health emergency; and

16 (d) The expenditures in this bill were not accounted for in the
17 Colorado state budget most recently approved as of March 27, 2020, and
18 all of the expenses will be incurred on or before December 30, 2020.

19 (2) The general assembly further finds and declares that:

20 (a) The expenditures in this bill will be used to protect the health
21 and safety of both caregivers and patients by ensuring that access to
22 telehealth services are available to all Coloradans;

1 (b) Due to the unanticipated effects of COVID-19, many patients
2 have been unable or unwilling to seek out care through in-person settings;
3 (c) The need to access health care services is compounded by the
4 challenges associated with COVID-19, as Coloradans are experiencing
5 the negative effects the pandemic has on physical, mental, and emotional
6 health that will extend into future years; and
7 (d) Access to telehealth is vital to ensuring the continuity of
8 physical, mental, and behavioral health care for Coloradans during the
9 COVID-19 pandemic and responding to any future outbreaks of the
10 virus."

11 Renumber succeeding sections accordingly.

12 Page 5, line 14, strike "**definition.**" and substitute "**definition - repeal.**".

13 Page 6, line 3, after "(2.1)" insert "(a)".

14 Page 6, after line 6 insert:

15 "(b) (I) THE STATE DEPARTMENT SHALL NOT SEEK FEDERAL
16 REIMBURSEMENT FOR THE SERVICES PROVIDED PURSUANT TO SUBSECTION
17 (2.1)(a) OF THIS SECTION FROM JULY 1, 2020, THROUGH DECEMBER 30,
18 2020.

19 (II) THIS SUBSECTION (2.1)(b) IS REPEALED, EFFECTIVE JANUARY
20 1, 2021."

21 Page 6, line 7, after "(a)" insert "(I)".

22 Page 6, line 14, strike "(b)" and substitute "(II)".

23 Page 6, line 21, strike "(c)" and substitute "(III)".

24 Page 6, after line 27 insert:

25 "(b) (I) THE STATE DEPARTMENT SHALL NOT SEEK FEDERAL
26 REIMBURSEMENT FOR THE SERVICES PROVIDED PURSUANT TO SUBSECTION
27 (2.5)(a) OF THIS SECTION FROM JULY 1, 2020, THROUGH DECEMBER 30,
28 2020.

29 (II) THIS SUBSECTION (2.5)(b) IS REPEALED, EFFECTIVE JANUARY
30 1, 2021."

31 Page 7, line 1, after "(6)" insert "(a)".

1 Page 7, after line 4, insert:

2 "(b) (I) THE STATE DEPARTMENT SHALL NOT SEEK FEDERAL
3 REIMBURSEMENT FOR THE EXPANSION OF SERVICES LISTED IN SUBSECTION
4 (6)(a) OF THIS SECTION FROM JULY 1, 2020, THROUGH DECEMBER 30,
5 2020.

6 (II) THIS SUBSECTION (6)(b) IS REPEALED, EFFECTIVE JANUARY 1,
7 2021."

8 Page 7, after line 4 insert:

9 "SECTION 6. **Appropriation.** For the period from July 1, 2020,
10 through December 30, 2020, \$5,068,381 is appropriated to the department
11 of health care policy and financing. This appropriation is from the care
12 subfund in the general fund. To implement this act, the department may
13 use this appropriation for telemedicine expansion services."

14 Renumber succeeding section accordingly.

15 Page 1, line 102, strike "TELEHEALTH." and substitute "TELEHEALTH,
16 AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

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