

Second Regular Session
Seventy-first General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 18-0339.01 Christy Chase x2008

SENATE BILL 18-054

SENATE SPONSORSHIP

Crowder, Jahn, Lundberg, Neville T.

HOUSE SPONSORSHIP

Liston,

Senate Committees
Health & Human Services

House Committees

A BILL FOR AN ACT

101 CONCERNING A LIMITATION ON THE AMOUNT OF AN INCREASE IN FEES
102 ASSESSED AGAINST ASSISTED LIVING RESIDENCES BY THE
103 DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT.

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>.)

Under current law, the state board of health (board) is authorized to establish a schedule of fees for health facilities, including assisted living residences, which fees must be sufficient to meet the department of public health and environment's direct and indirect costs in regulating health facilities. With regard to most department-regulated health

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.

facilities, the board cannot increase fees by more than the inflation rate. However, the inflation rate limitation does not apply to the fees assessed by the department against assisted living residences.

The bill imposes the inflation rate limitation on fees assessed against assisted living residences.

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

2 **SECTION 1.** In Colorado Revised Statutes, 25-27-107, **amend**
3 (1.5)(a) as follows:

4 **25-27-107. License fees - rules.** (1.5) (a) No later than January
5 1, 2009, the state board shall promulgate rules establishing a schedule of
6 fees sufficient to meet the direct and indirect costs of administration and
7 enforcement of this ~~article~~ ARTICLE 27. The rules shall set a lower fee for
8 facilities with a high medicaid utilization rate as defined by the state
9 board. The rules shall be adopted in accordance with article 4 of title 24.
10 ~~C.R.S.~~ ON OR AFTER THE EFFECTIVE DATE OF THIS SUBSECTION (1.5)(a),
11 AS AMENDED, FEES ESTABLISHED PURSUANT TO THIS SECTION ARE SUBJECT
12 TO THE LIMITATIONS SPECIFIED IN SECTION 25-3-105 (1)(a)(I)(B). THE
13 STATE BOARD MAY INCREASE A FEE ON THE SCHEDULE ESTABLISHED
14 PURSUANT TO THIS SECTION THAT IS IN EFFECT ON THE EFFECTIVE DATE OF
15 THIS SUBSECTION (1.5)(a), AS AMENDED, ONLY IN ACCORDANCE WITH
16 SECTION 25-3-105 (1)(a)(I)(B).

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