

**Second Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 14-0020.01 Brita Darling x2241

SENATE BILL 14-130

SENATE SPONSORSHIP

Tochtrop,

HOUSE SPONSORSHIP

Primavera,

Senate Committees

Health & Human Services
Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING AN INCREASE TO THE PERSONAL NEEDS ALLOWANCE FOR**
102 **PERSONS IN NURSING CARE FACILITIES.**

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/bills summaries>.)

The bill changes the personal needs allowance by increasing the minimum amount payable to a resident of a nursing facility or an intermediate care facility for individuals with intellectual disabilities from \$50 to \$75 per month. Additionally, the bill adjusts the minimum personal needs allowance annually by the annual percentage increase in the nursing

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.*

facility provider rate.

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

2 **SECTION 1.** In Colorado Revised Statutes, 25.5-6-206, **amend**
3 (2) (a) as follows:

4 **25.5-6-206. Personal needs benefits - amount - patient**
5 **personal needs trust fund required - funeral and burial expenses -**
6 **penalty for illegal retention and use.** (2) (a) The basic minimum
7 amount payable pursuant to subsection (1) of this section for personal
8 needs to any recipient admitted to a nursing facility or intermediate care
9 facility for individuals with intellectual disabilities is ~~fifty~~ SEVENTY-FIVE
10 dollars monthly; EXCEPT THAT, COMMENCING JANUARY 1, 2015, AND
11 EACH JANUARY 1 THEREAFTER, THE BASIC MINIMUM AMOUNT SHALL
12 INCREASE ANNUALLY BY THE SAME PERCENTAGE APPLIED TO THE
13 GENERAL FUND SHARE OF THE AGGREGATE STATEWIDE AVERAGE OF THE
14 PER DIEM NET OF PATIENT PAYMENT PURSUANT TO SECTION 25.5-6-202 (9)
15 (b) (I). COMMENCING WITH THE FISCAL YEAR BEGINNING JULY 1, 2014,
16 AND EACH FISCAL YEAR THEREAFTER, THE REDUCTION TO PATIENT
17 PAYMENTS RECEIVED BY NURSING FACILITIES RESULTING FROM AN
18 INCREASE IN THE BASIC MINIMUM AMOUNT SHALL BE FUNDED IN FULL BY
19 GENERAL FUND AND APPLICABLE FEDERAL FUNDS.

20 **SECTION 2. Effective date.** This act takes effect July 1, 2014.

21 **SECTION 3. Safety clause.** The general assembly hereby finds,
22 determines, and declares that this act is necessary for the immediate
23 preservation of the public peace, health, and safety.