

HB1168_L.012

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Health & Human Services.

HB19-1168 be amended as follows:

- 1 Amend reengrossed bill, page 7, line 2, after "FEDERAL" insert "OR
2 STATE".
- 3 Page 7, line 11, after "(2)" insert "(a)".
- 4 Page 7, strike line 17 and substitute "CONSUMERS.
5 (b) AFTER".
- 6 Page 17, line 18, strike "OF"
- 7 Page 7, line 19, strike "OF AND ISSUE A REPORT ON THE" and substitute
8 "THAT EVALUATES:
9 (I) THE".
- 10 Page 7, lines 22 and 23, strike "REDUCTIONS. THE COMMISSIONER SHALL"
11 and substitute "REDUCTIONS; AND
12 (II) HEALTHPLAN AFFORDABILITY, INCLUDING COST SHARING AND
13 PREMIUMS.
14 (c) THE COMMISSIONER SHALL ISSUE A REPORT ON THE STUDY
15 WITHIN ONE HUNDRED TWENTY DAYS AFTER THE END OF THE SECOND FULL
16 YEAR OF OPERATION OF THE PROGRAM,".
- 17 Page 7, line 23, strike "WEBSITE AND" and substitute "WEBSITE, AND".
- 18 Page 10, lines 17 and 18, strike "YEAR AND EACH BENEFIT YEAR
19 THEREAFTER," and substitute "YEAR,".
- 20 Page 10, line 19, strike "THE APPLICABLE".
- 21 Page 10, strike lines 20 and 21 and substitute "THAT BENEFIT YEAR BY
22 MARCH 15, 2020. IN SETTING THE PAYMENT PARAMETERS.".
- 23 Page 11, line 6, strike "APPROVED".
- 24 Page 13, line 26, strike "APPROPRIATED" and substitute "EXPENDED".
- 25 Page 14, line 18, strike "1 EACH YEAR THEREAFTER," and substitute "1,
26 2021,".
- 27 Page 15, line 3, strike "AND".

- 1 Page 15, line 5, strike "10-16-1108." and substitute "10-16-1108;
2 (III) THE FOLLOWING AMOUNTS TRANSFERRED FROM THE GENERAL
3 FUND TO THE REINSURANCE PROGRAM CASH FUND, BUT ONLY IF HOUSE
4 BILL 19-1245 IS ENACTED AT THE FIRST REGULAR SESSION OF THE
5 SEVENTY-SECOND GENERAL ASSEMBLY AND BECOMES LAW:
6 (A) FIFTEEN MILLION DOLLARS, TRANSFERRED TO THE FUND ON
7 JUNE 30, 2020; AND
8 (B) FORTY MILLION DOLLARS, TRANSFERRED TO THE FUND ON
9 JUNE 30, 2021;
10 (IV) AN AMOUNT OF PREMIUM TAX REVENUES DEPOSITED IN THE
11 FUND PURSUANT TO SECTION 10-3-209 (4)(a)(III); AND
12 (V) ANY MONEY THE GENERAL ASSEMBLY APPROPRIATES TO THE
13 FUND FOR THE PROGRAM."
- 14 Page 15, line 6, after "INTO" insert "OR APPROPRIATED TO".
- 15 Page 15, line 27, strike "BENEFIT YEAR," and substitute "AND 2021
16 BENEFIT YEARS, AS APPLICABLE,".
- 17 Page 16, strike lines 1 through 23 and substitute "COMMISSIONER MAY
18 ASSESS SPECIAL FEES AGAINST HOSPITALS, SUBJECT TO THE FOLLOWING:
19 (A) FEES ASSESSED AGAINST HOSPITALS MUST COMPLY WITH AND
20 NOT VIOLATE 42 CFR 433.68; AND".
- 21 Page 16, strike line 27.
- 22 Page 17, strike lines 1 through 4.
- 23 Renumber succeeding subparagraph accordingly.
- 24 Page 17, strike lines 19 through 25 and substitute "SECTION 9010 OF THE
25 FEDERAL ACT."
- 26 Page 18, after line 1 insert:
- 27 "(c) THE COMMISSIONER SHALL USE THE SPECIAL FEES ASSESSED
28 PURSUANT TO THIS SUBSECTION (1) TO PAY THE ADMINISTRATIVE AND
29 OPERATING EXPENSES OF THE REINSURANCE PROGRAM, INCLUDING
30 REINSURANCE PAYMENTS AND EXPENSES OF THE PROGRAM, THE
31 COMMISSIONER, AND THE DIVISION."
- 32 Reletter succeeding paragraph accordingly.

1 Page 19, line 25, strike "FIVE-YEAR" and substitute "TWO-YEAR".

2 Page 21, line 18, strike "2024." and substitute "2023.".

3 Page 21, strike lines 19 through 27.

4 Page 22, strike line 1 and substitute:

5 "SECTION 2. In Colorado Revised Statutes, 10-3-209, amend
6 (4)(a) as follows:

7 **10-3-209. Tax on premiums collected - exemptions - penalties.**

8 (4) (a) The division of insurance shall transmit all taxes, penalties, and
9 fines it collects under this section to the state treasurer for deposit in the
10 general fund; except that the state treasurer shall deposit amounts in the
11 specified cash funds as follows:

12 (I) In the division of insurance cash fund created in section
13 10-1-103 (3), an amount that is equal to the general assembly's
14 appropriation from the fund to the division for its direct and indirect
15 expenditures less the total fee revenue that is deposited in the fund;
16 except that the amount deposited in the fund under this subparagraph (I)
17 may SHALL not exceed five percent of all taxes collected under this
18 section; and

19 (II) In the wildfire emergency response fund created in section
20 24-33.5-1226 ~~C.R.S.~~, and the wildfire preparedness fund created in
21 section 24-33.5-1227, ~~C.R.S.~~, the amount of the taxes, penalties, and fines
22 that the general assembly appropriates to each of the cash funds; AND

23 (III) FOR THE 2020-21 AND 2021-22 FISCAL YEARS, IN THE
24 REINSURANCE PROGRAM CASH FUND CREATED IN SECTION 10-16-1107,
25 THE AMOUNT OF PREMIUM TAXES COLLECTED PURSUANT TO THIS SECTION
26 IN THE 2020 AND 2021 CALENDAR YEARS THAT EXCEEDS THE AMOUNT OF
27 PREMIUM TAXES COLLECTED PURSUANT TO THIS SECTION IN THE 2019
28 CALENDAR YEAR."

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