

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

February 21, 2013
Date

Committee on Health, Insurance & Environment.

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

HB13-1115 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

1 Amend page 4, strike line 2, and substitute "ACCOUNT OF THE PROGRAM.
2 THE BOARD SHALL FIRST TRANSFER TWENTY-FIVE PERCENT OF THE
3 REMAINING FUNDS TO THE NONPROFIT UNINCORPORATED PUBLIC ENTITY
4 CREATED IN ARTICLE 22 OF THIS TITLE. THE BOARD SHALL THEN TRANSFER
5 THE AMOUNT REMAINING TO A COLORADO NONPROFIT FOUNDATION".

6 Page 4, after line 7 insert:

7 "(3) LOSS OF COVERAGE UNDER THE COVERCOLORADO PROGRAM
8 UNDER PARAGRAPH (a) OF SUBSECTION (1) OF THIS SECTION IS A LOSS OF
9 MINIMUM ESSENTIAL COVERAGE FOR PURPOSES OF ENROLLMENT IN THE
10 COLORADO HEALTH BENEFIT EXCHANGE, CREATED UNDER ARTICLE 22 OF
11 THIS TITLE."

12 Page 6, strike line 13 and substitute "(13.7) (d) and (36.3) as follows:".

13 Page 6, after line 19, insert:

14 "(36.3) "Qualifying event" includes birth, adoption, marriage,
15 dissolution of marriage, loss of employer-sponsored insurance, loss of
16 eligibility under the "Colorado Medical Assistance Act", articles 4, 5, and
17 6 of title 25.5, C.R.S., loss of eligibility under the children's basic health
18 plan, article 8 of title 25.5, C.R.S., entry of a valid court or administrative
19 order mandating the child be covered, or involuntary loss of other existing
20 coverage for any reason other than fraud, misrepresentation, or failure to

1 pay a premium. FOR THE PURPOSES OF THIS SUBSECTION (36.3), LOSS OF
2 COVERAGE UNDER THE COVERCOLORADO PROGRAM DUE TO THE
3 PROGRAM'S TERMINATION IS AN INVOLUNTARY LOSS OF EXISTING
4 COVERAGE."

5 Page 7, line 7, strike "**amend**" and substitute "**repeal**".

6 Page 7, strike lines 13 through 16 and substitute:

7 "(a) ~~"Carrier" shall have the same meaning as set forth in section~~
8 ~~10-16-102 and shall include CoverColorado, established in section~~
9 ~~10-8-504, and any carrier offering a health benefit plan to participants in~~
10 ~~CoverColorado."~~

11 Page 8, after line 16 insert:

12 "**SECTION 12.** In Colorado Revised Statutes, 10-18-103, **amend**
13 (5) as follows:

14 **10-18-103. Standards for policy provisions - guarantee issue.**

15 (5) The guaranteed issue period for a medicare supplement policy shall
16 not be for less than six months after a previous policy has been
17 involuntarily terminated for reasons other than nonpayment of premiums
18 or for fraud or abuse. FOR PURPOSES OF THIS SUBSECTION (5),
19 TERMINATION OF COVERAGE IN THE COVERCOLORADO COORDINATION OF
20 BENEFITS PLAN DUE TO THE PLAN'S TERMINATION IS AN INVOLUNTARY
21 TERMINATION OF A PREVIOUS POLICY."

22 Renumber succeeding sections accordingly.

23 Page 11, line 4, strike "14, 15, and 16" and substitute "15, 16, and 17".

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