

SENATE COMMITTEE OF REFERENCE REPORT

March 7, 2019

\_\_\_\_\_  
Chair of Committee

\_\_\_\_\_  
Date

Committee on Health & Human Services.

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

HB19-1001 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 reengrossed bill, page 3, strike lines 10 through 14 and substitute:  
2       **"25.5-4-402.8. Hospital expenditure report - definitions. (1) AS**  
3 USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:  
4       (a) "ACQUIRED" MEANS THE PURCHASE BY A HOSPITAL, OR ENTITY  
5 THAT IS OWNED BY OR UNDER COMMON OWNERSHIP AND CONTROL WITH  
6 THE HOSPITAL, OF ALL OR SUBSTANTIALLY ALL OF AN ORGANIZATION  
7 SUBJECT TO SUBSECTION (1)(b)(I) OR (1)(b)(II) OF THIS SECTION THROUGH  
8 AN ASSET, EQUITY, OR SIMILAR PURCHASE AGREEMENT THAT IS A SINGLE  
9 TRANSACTION OR SERIES OF TRANSACTIONS.  
10       (b) "AFFILIATED" OR "AFFILIATE" MEANS THERE IS A  
11 CONTRACTUAL RELATIONSHIP BETWEEN A HOSPITAL OR AN ENTITY THAT  
12 IS OWNED BY OR UNDER COMMON OWNERSHIP AND CONTROL WITH THE  
13 HOSPITAL WHERE THE CONTRACTUAL RELATIONSHIP ENABLES THE  
14 HOSPITAL OR AN ENTITY THAT IS OWNED BY OR UNDER COMMON  
15 OWNERSHIP AND CONTROL WITH THE HOSPITAL TO EXERCISE CONTROL  
16 OVER ONE OF THE FOLLOWING ENTITIES:  
17           (I) ANOTHER HOSPITAL;  
18           (II) AN ENTITY OWNED BY OR UNDER COMMON OWNERSHIP AND  
19 CONTROL WITH ANOTHER HOSPITAL; OR  
20           (III) A PHYSICIAN GROUP PRACTICE.  
21       (c) "CONTROL" MEANS THE POSSESSION, DIRECT OR INDIRECT, OF  
22 THE POWER TO DIRECT OR CAUSE THE DIRECTION OF MANAGEMENT AND  
23 POLICIES OF AN AFFILIATE, WHETHER THROUGH THE OWNERSHIP OF EQUITY

1 OR MEMBERSHIP, BY CONTRACT OR OTHERWISE.  
2 (d) "MAJOR PAYER GROUP" INCLUDES COMMERCIAL INSURERS,  
3 MEDICARE, MEDICAID, INDIVIDUALS WHO SELF-PAY, A FINANCIAL  
4 ASSISTANCE PLAN, AND THE "COLORADO INDIGENT CARE PROGRAM",  
5 ESTABLISHED IN PART 1 OF ARTICLE 3 OF THIS TITLE 25.5."

6 Page 3, line 26, strike "(1)(b)" and substitute "(2)(b)".

7 Page 4, line 24, strike "(1)(b)(I) AND (1)(b)(II)" and substitute "(2)(b)(I)  
8 AND (2)(b)(II)".

9 Page 4, line 26, strike "(1)(b)(III)" and substitute "(2)(b)(III)".

10 Page 5, line 14, strike "(1)(b)(II)(A)" and substitute "(2)(b)(II)(A)".

11 Page 8, line 8, after "DEPARTMENT" insert "OF".

12 Strike "(1)(b)(III)(N)" and substitute "(2)(b)(III)(N)" on: **Page 4**, lines 3  
13 and 9.

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