

HOUSE COMMITTEE OF REFERENCE REPORT

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Chair of Committee Date April 9, 2019

Committee on Business Affairs & Labor.

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

HB19-1291 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

- 1 Amend printed bill, page 6, lines 10 and 11, strike "IN CONJUNCTION WITH
- 2 FORM B REQUIREMENTS" and substitute "PURSUANT TO SECTION
- 3 10-3-804".
  
- 4 Page 12, line 5, strike "MAY," and substitute "SHALL,".
  
- 5 Page 12, line 14, strike "DETERMINED" and substitute "DESIGNATED".
  
- 6 Page 12, strike lines 15 through 17 and substitute "THE COMMISSIONER
- 7 PURSUANT TO SECTION 10-3-807.5".
  
- 8 Page 16, line 11, strike "COMMISSIONER'S" and substitute "DIVISION'S".
  
- 9 Page 18, strike line 2 and substitute "OFFICIALS. SUCH AGREEMENTS OR
- 10 DOCUMENTATION MAY NOT SERVE AS EVIDENCE IN ANY PROCEEDING THAT
- 11 AN INSURER OR A PERSON WITHIN AN INSURANCE HOLDING COMPANY
- 12 SYSTEM, WHICH INSURER OR PERSON IS NOT DOMICILED OR INCORPORATED
- 13 IN THIS STATE, IS DOING BUSINESS IN THIS STATE OR IS OTHERWISE SUBJECT
- 14 TO JURISDICTION IN THIS STATE."
  
- 15 Page 19, after line 7, insert:
- 16       **"SECTION 4.** In Colorado Revised Statutes, 10-16-302, **amend**
- 17 **(1) as follows:**
- 18       **10-16-302. Incorporation and organization - exemptions.**

1 (1) Any nonprofit corporation organized under the laws of ~~the state of~~  
2 Colorado for the purpose of establishing, maintaining, and operating a  
3 nonprofit plan whereby prepaid hospital care, medical-surgical care, and  
4 other health services are made available to persons who become  
5 subscribers to ~~such~~ THE plan under a contract with the corporation, or for  
6 the purpose of providing long-term care insurance to persons pursuant to  
7 a contract with the corporation ~~shall be~~ ARE subject to and governed by  
8 ~~the provisions of part 1 of this article~~ ARTICLE 16 and this part 3 and,  
9 except as provided in this ~~article~~ ARTICLE 16 and elsewhere in this ~~title~~,  
10 ~~shall~~ TITLE 10, ARE not ~~be~~ subject to the laws of this state relating to  
11 insurance or insurance companies. The provisions of section 10-3-128;  
12 articles 1 and 2 of this ~~title~~ TITLE 10; and parts 4, 5, 7, 8, 11, ~~and~~ 12, AND  
13 16 of article 3 of this ~~title~~ TITLE 10, to the extent applicable, ~~shall~~ govern  
14 corporations organized pursuant to ~~the provisions of this part 3.~~".

15 Renumber succeeding sections accordingly.

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