

Second Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO

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4/29/24

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LLS NO. 24-1190.01 Christy Chase x2008

COMMITTEE BILL

Joint Budget Committee

BILL TOPIC: Elim Premium Tax to Hlth Ins Affordability Fund

A BILL FOR AN ACT

101 **CONCERNING THE ELIMINATION OF THE ALLOCATION OF A PORTION OF**
102 **PREMIUM TAX REVENUES TO THE HEALTH INSURANCE**
103 **AFFORDABILITY CASH FUND.**

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://leg.colorado.gov/>.)

Joint Budget Committee. The bill discontinues the allocation of a portion of premium tax revenues to the health insurance affordability cash fund, starting in the current fiscal year.

*Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words indicate deletions from existing law.*

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

2 **SECTION 1.** In Colorado Revised Statutes, 10-16-1206, **amend**
3 (1) introductory portion and (1)(c) as follows:

4 **10-16-1206. Health insurance affordability cash fund -**
5 **creation - repeal.** (1) There is ~~hereby~~ created in the state treasury the
6 health insurance affordability cash fund. The fund consists of:

7 (c) (I) An amount of premium tax revenues deposited in the fund
8 pursuant to section 10-3-209 (4)(a)(III) IN THE 2020-21, 2021-22, AND
9 2022-23 STATE FISCAL YEARS, not to exceed, in any year, ten percent of
10 the total amount the enterprise collects from carriers and hospitals under
11 section 10-16-1205 (1)(a).

12 (II) THIS SUBSECTION (1)(c) IS REPEALED, EFFECTIVE JULY 1, 2025.

13 **SECTION 2.** In Colorado Revised Statutes, 10-3-209, **amend**
14 (4)(a)(III)(A); and **add** (4)(a)(III)(C) as follows:

15 **10-3-209. Tax on premiums collected - exemptions - penalties**
16 **- repeal.** (4) (a) The division of insurance shall transmit all taxes,
17 penalties, and fines it collects under this section to the state treasurer for
18 deposit in the general fund; except that the state treasurer shall deposit
19 amounts in the specified cash funds as follows:

20 (III) (A) For the 2020-21, 2021-22, AND 2022-23 state fiscal year
21 ~~and each state fiscal year thereafter~~ YEARS, in the health insurance
22 affordability cash fund created in section 10-16-1206, an amount equal
23 to the amount of premium taxes collected pursuant to this section in the
24 2020 calendar year or any subsequent calendar year that exceeds the
25 amount of premium taxes collected pursuant to this section in the 2019
26 calendar year, subject to subsection (4)(a)(III)(B) of this section.

27 (C) THIS SUBSECTION (4)(a)(III) IS REPEALED, EFFECTIVE JULY 1,

1 2025.

2 **SECTION 3. Safety clause.** The general assembly finds,
3 determines, and declares that this act is necessary for the immediate
4 preservation of the public peace, health, or safety or for appropriations for
5 the support and maintenance of the departments of the state and state
6 institutions.