

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

March 28, 2017
Date

Committee on Business Affairs and Labor.

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

HB17-1119 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

- 1 Amend printed bill, page 3, line 19, after "MEMBER" insert "OR
- 2 MANAGER".
- 3 Page 5, after line 11, insert:
- 4 "(3) NO LATER THAN JUNE 1, 2022, THE STATE AUDITOR SHALL
- 5 CONDUCT OR CAUSE TO BE CONDUCTED A PERFORMANCE AUDIT OF THE
- 6 COLORADO UNINSURED EMPLOYER FUND."
- 7 Page 7, line 2 and 3, strike "BY STAFF EMPLOYED BY THE DIVISION OR".
- 8 Page 8, line 5, strike "AND".
- 9 Page 8, line 8, strike "67." and substitute "67; AND
- 10 (f) DENY ENTRY TO THE FUND OR PAYMENT OF BENEFITS IF THE
- 11 UNDERLYING CLAIM APPEARS TO BE PREMISED ON FRAUDULENT
- 12 ACTIVITY."
- 13 Page 9, line 22, after "ENTITLED" insert "FROM THE FUND".
- 14 Page 10, strike lines 18 through 20 and substitute "PURSUANT TO THIS
- 15 ARTICLE 67 HAS PRIORITY IN THE ORDER FILED. THE BOARD SHALL SERVE
- 16 A COPY OF THE".
- 17 Page 13, strike lines 19 and 20 and substitute "IS MADE. THE PREVIOUSLY

1 AUTHORIZED TREATING PHYSICIAN PROVIDING PRIMARY CARE SHALL
2 CONTINUE AS THE AUTHORIZED TREATING PHYSICIAN PROVIDING PRIMARY
3 CARE FOR THE INJURED EMPLOYEE UNTIL THE INJURED EMPLOYEE'S INITIAL
4 VISIT WITH THE NEWLY AUTHORIZED TREATING PHYSICIAN, AT WHICH TIME
5 THE TREATMENT RELATIONSHIP WITH THE PREVIOUSLY AUTHORIZED
6 TREATING PHYSICIAN PROVIDING PRIMARY CARE IS TERMINATED."

7 Page 14, after line 9 insert:

8 "(4) THE BOARD, ITS AGENTS, OR EMPLOYEES HAVE NO LIABILITY
9 FOR ANY ACTION TAKEN AGAINST THEM FOR THE PERFORMANCE OF THEIR
10 DUTIES UNDER THIS ARTICLE 67."

11 Page 16, strike line 9 and substitute "and **add** (5) and (6) as follows:"

12 Page 17, strike line 7 through 16.

13 Page 17, line 20, strike "**definition.**" and substitute "**definition - repeal.**"

14 Page 17, lines 21 and 22, strike "OF THE VIOLATION" and substitute "THE
15 PRECEDING VIOLATION ENDED".

16 Page 18, line 5, strike "OF INSURANCE".

17 Page 18, after line 6 insert:

18 "(d) THIS SUBSECTION (1.5) IS REPEALED, EFFECTIVE JULY 1, 2022.
19 BEFORE ITS REPEAL, THIS SUBSECTION (1.5) IS SCHEDULED FOR REVIEW IN
20 ACCORDANCE WITH SECTION 24-34-104."

21 Page 19, strike lines 19 through 26 and substitute:

22 "**SECTION 10.** In Colorado Revised Statutes, 24-34-104, **amend**
23 (22)(a) introductory portion; and **add** (22)(a)(II) as follows:

24 **24-34-104. General assembly review of regulatory agencies**
25 **and functions for repeal, continuation, or reestablishment - legislative**
26 **declaration - repeal.** (22) (a) The following agencies, functions, or both,
27 ~~with~~ ARE SCHEDULED FOR repeal on July 1, 2022:

28 (II) THE LIMITATIONS ON IMPOSITION OF FINES FOR FAILURE TO
29 CARRY WORKERS' COMPENSATION INSURANCE PURSUANT TO SECTION
30 8-43-409 (1.5).

1 **SECTION 11. Effective date.** This act takes effect July 1, 2017.

2 **SECTION 12. Safety clause.** The general assembly hereby finds,
3 determines, and declares that this act is necessary for the immediate
4 preservation of the public peace, health, and safety.".

** *** ** *** **