

CHAPTER 94

INSURANCE

HOUSE BILL 94-1185

BY REPRESENTATIVES Faatz, Anderson, Epps, Lawrence, Mattingly, Morrison, and Pierson;
also SENATORS Wham and Mares.

AN ACT

**CONCERNING A REQUIREMENT THAT THE HEALTH CARE SERVICES OF ESSENTIAL PROVIDERS
LOCATED IN THE STATE OF COLORADO BE INCLUDED IN PUBLICLY FUNDED HEALTH BENEFIT
PLANS.**

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

SECTION 1. 10-8-206.5, Colorado Revised Statutes, 1987 Repl. Vol., as amended, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

10-8-206.5. Choice of plans requirement - requirement for inclusion of essential providers. (4) (a) AS USED IN THIS SUBSECTION (4), UNLESS THE CONTEXT OTHERWISE REQUIRES, "ESSENTIAL PROVIDER" MEANS ANY HEALTH CARE FACILITY WHICH HAS A TEACHING AND RESEARCH MISSION AND A COMMUNITY SERVICE MISSION, AND ANY ASSOCIATED OR AFFILIATED INSTITUTIONS OR HEALTH CARE FACILITIES.

(b) (I) SUBJECT TO THE PROVISIONS OF SUBPARAGRAPH (II) OF THIS PARAGRAPH (b), EFFECTIVE JANUARY 1, 1995, ANY HEALTH BENEFIT PLAN OFFERED TO STATE EMPLOYEES AND OFFICIALS PURSUANT TO THIS PART 2 SHALL MAKE AVAILABLE ALL HEALTH CARE SERVICES OF ESSENTIAL PROVIDERS LOCATED IN THE STATE OF COLORADO IF SUCH ESSENTIAL PROVIDERS ARE WILLING TO PROVIDE SERVICES AT RATES NEGOTIATED BY THE DIRECTOR PURSUANT TO THIS PART 2 WHICH RATES SHALL NOT EXCEED THE HIGHEST RATES CURRENTLY IN EFFECT FOR STATE EMPLOYEES AND OFFICIALS AT OTHER COLORADO HEALTH CARE FACILITIES.

(II) THE PROVISIONS OF THIS PARAGRAPH (b) SHALL NOT APPLY TO A HEALTH BENEFIT PLAN OFFERED TO STATE EMPLOYEES AND OFFICIALS PURSUANT TO THIS PART

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

2 THROUGH A HEALTH MAINTENANCE ORGANIZATION AUTHORIZED PURSUANT TO PART
4 OF ARTICLE 16 OF THIS TITLE.

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

Approved: April 7, 1994