

## HOUSE FLOOR AMENDMENT

Second Reading

BY REPRESENTATIVE Titone

1 Amend the Health and Human Services Committee Report, dated March  
2 19, 2024, page 1, line 22, strike "(3.5)(d)(I)," and substitute "(3.5)(d)(I)  
3 OF THIS SECTION,".

4 Page 2, strike lines 1 through 3 and substitute:

5 "(e) (I) ON OR BEFORE JULY 1, 2025, CARRIERS OFFERING SMALL  
6 GROUP HEALTH BENEFIT PLANS SHALL SUBMIT TO THE COMMISSIONER TWO  
7 RATE FILINGS FOR PLAN YEAR 2026."

8 Page 2, strike line 7 and substitute "ELIGIBLE EMPLOYEES.".

9 Page 2, line 11, strike "(3.5)(d)(I)" and substitute "(3.5)(e)(I)".

10 Page 2, lines 14 and 15, strike "TYPICAL MARKET FLUCTUATIONS AND".

11 Page 2, strike line 26 and substitute, "NOTICE TO THE REVISOR OF  
12 STATUTES.

13 (IV) NOTWITHSTANDING SECTION 10-16-155, THE COMMISSIONER  
14 SHALL UTILIZE RESOURCES ALLOCATED FOR ACTUARIAL REVIEW  
15 PURSUANT TO SECTION 10-16-155 TO ANALYZE THE RATE FILINGS  
16 SUBMITTED BY CARRIERS PURSUANT TO SUBSECTION (3.5)(e)(I) OF THIS  
17 SECTION.

18 **SECTION 3.** In Colorado Revised Statutes, 10-16-155, **amend**  
19 (9) as follows:

20 **10-16-155. Actuarial reviews of proposed health-care  
legislation - division to contract with third parties - required  
considerations - confidentiality - limits on expenditures - rate filings  
- repeal.** (9) (a) Notwithstanding any other provision of this section to  
21 the contrary, the division shall not engage any contractor to perform an  
22 actuarial review as described in this section unless the division determines  
23 that there are adequate resources available within existing appropriations  
24 to compensate the contractor for the actuarial review.

25 (b) AFTER JULY 1, 2025, THE DIVISION SHALL USE RESOURCES  
26 ALLOCATED FOR ACTUARIAL REVIEWS OF LEGISLATIVE PROPOSALS  
27 PURSUANT TO THIS SECTION FOR THE REVIEW OF RATE FILINGS FILED WITH  
28 THE COMMISSIONER PURSUANT TO SECTION 10-16-105.1 (3.5)(e).

29 (c) IN THE EVENT THAT THE DIVISION DETERMINES THERE ARE NOT  
30 ADEQUATE RESOURCES AVAILABLE WITHIN EXISTING APPROPRIATIONS TO  
31 COMPENSATE THE CONTRACTOR FOR AN ACTUARIAL REVIEW IN  
32 ACCORDANCE WITH SUBSECTION (9)(a) OF THIS SECTION, THE DIVISION

1 SHALL PRIORITIZE RESOURCES TO ENSURE THAT AN ACTUARIAL REVIEW OF  
2 THE RATE FILINGS SUBMITTED TO THE COMMISSIONER PURSUANT SECTION  
3 10-16-105.1 (3.5)(e) OCCURS BEFORE DECEMBER 31, 2025.".

4 Renumber succeeding section accordingly.".

5 Page 2, strike lines 28 through 38 and substitute:

6 **""SECTION 5. Effective date.** This act takes effect January 1,  
7 2026; except that section 10-16-105.1 (3.5)(e), Colorado Revised  
8 Statutes, as enacted in section 2 of this act, and sections 4 and 5 of this act  
9 take effect upon passage.

10 **SECTION 6. Safety clause.** The general assembly finds,  
11 determines, and declares that this act is necessary for the immediate  
12 preservation of the public peace, health, or safety or for appropriations for  
13 the support and maintenance of the departments of the state and state  
14 institutions.". ".

15 Strike "(3.5)(d)(II)" and substitute "(3.5)(e)(III)" on: **Page 2**, lines 19 and  
16 24.

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