

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Finance.

HB24-1381 be amended as follows:

1 Amend printed bill, page 50, after line 26 insert:

2 "SECTION 58. In Colorado Revised Statutes, 11-49-101, **amend**
3 (4), (6), (7), (8), and (10) as follows:

4 **11-49-101. Definitions.** As used in this article 49, unless the
5 context otherwise requires:

6 (4) "Entrance fee" means the total of any initial or deferred
7 transfer to or for the benefit of a provider, ~~of a sum of money or other~~
8 ~~property~~ WHICH TRANSFER:

9 (a) Is made or promised to be made as full or partial consideration
10 for the acceptance or maintenance of a specified individual as a resident
11 in a facility; and

12 (b) IS IN THE FORM OF:

13 (I) PROPERTY; OR

14 (II) A SUM OF MONEY IN AN AMOUNT THAT IS GREATER THAN FOUR
15 TIMES THE AMOUNT OF A REGULAR PERIODIC CHARGE UNDER A LIFE CARE
16 CONTRACT AT THE FACILITY.

17 (6) "Life care" means care provided, pursuant to a life care
18 contract, for the life of an aged person, including but not limited to
19 services such as OCCUPANCY OF A LIVING UNIT, health care, NUTRITION
20 ASSISTANCE, medical services, ~~board, lodging, or other necessities~~ AND
21 NURSING SERVICES WITHIN A LIVING UNIT.

22 (7) "Life care contract" means a written contract to provide life
23 care to a person for the duration of the person's life conditioned upon the
24 transfer of an entrance fee to the provider of the services in addition to or
25 in lieu of the payment of regular periodic charges for the care and
26 services involved. ~~Any~~ A life care contract UNDER WHICH THE ENTRANCE
27 FEE IS payable to or for the provider in four or more installments ~~shall be~~
28 IS subject to the provisions of the "Uniform Consumer Credit Code",
29 articles 1 to 9 of title 5.

30 (8) "Living unit" means a room, apartment, or other area THAT IS
31 within a facility AND set aside for the ~~exclusive use or control~~ of one or
32 more identified residents AND WITHIN WHICH LIFE CARE IS PROVIDED BY
33 THE PROVIDER. A RESIDENT'S LIVING UNIT MAY CHANGE BASED ON THE
34 APPROPRIATE CARE NEEDS OF THE RESIDENT.

35 (10) (a) "Provider" means a person who undertakes to provide
36 services in a facility pursuant to a life care contract.

37 (b) "PROVIDER" DOES NOT INCLUDE A UNIT OWNERS' ASSOCIATION,
38 AS DEFINED IN SECTION 38-33.3-103 (3).".

39 Renumber succeeding sections accordingly.

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