



Fiscal Note

Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

HB 25-1322: ENFORCE INSURER COMPLIANCE REQUESTS INS POLICY

Prime Sponsors:

Rep. Carter; Espenosa

Sen. Exum; Roberts

Fiscal Analyst:

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Fiscal note status: This fiscal note reflects the introduced bill.

Summary Information

Overview. The bill makes homeowner's insurance carriers liable for damages and attorney's fees when not complying with certain laws.

Types of impacts. The bill is projected to affect the following areas on an ongoing basis:

- Minimal State Workload
- Minimal State Revenue

Appropriations. No appropriation is required.

Table 1
State Fiscal Impacts

Type of Impact	Budget Year FY 2025-26	Out Year FY 2026-27
State Revenue	\$0	\$0
State Expenditures	\$0	\$0
Transferred Funds	\$0	\$0
Change in TABOR Refunds	\$0	\$0
Change in State FTE	0.0 FTE	0.0 FTE

Summary of Legislation

Current law requires homeowner’s insurance carriers to provide policyholders with a certified copy of their policy within 30 days of a request. The bill clarifies that the request must be in writing and submitted to the insurance carrier’s registered agent. Carriers that fail to comply with these provisions are liable for \$50 of damages for each day that the certified copy is not delivered to the policyholder beyond the 30-day requirement. Carriers are also liable for attorney’s fees and other costs associated with this legal action.

State Revenue

Starting in FY 2025-26, the bill may increase state revenue to the Judicial Department from an increase in filing fees to the extent that policyholders take legal action against carriers for failing to make a certified copy of their policy available within 30 days. It is assumed that carriers will comply with the law, and that increased revenue will be minimal. Revenue from filing fees is subject to TABOR.

State Expenditures

The bill minimally impacts workload in the Judicial Department and the Department of Regulatory Agencies (DORA) beginning in FY 2025-26, as described below.

Judicial Department

Similar to the State Revenue section above, the trial courts in the Judicial Department may experience an increase in workload if additional civil cases are filed. The fiscal note assumes that carriers will comply with the law and any increase will be minimal.

Department of Regulatory Agencies

Workload in the Division of Insurance in DORA will minimally increase to update request processes for those policies that the division acts as a registered agent for, share requests with the corresponding insurance carriers, and conduct outreach to carriers and policyholders about compliance requirements. This workload can be accomplished within existing appropriations.

Effective Date

The bill takes effect 90 days following adjournment of the General Assembly sine die, assuming no referendum petition is filed, and applies to requests made on or after this date.

State and Local Government Contacts

Judicial

Regulatory Agencies

The revenue and expenditure impacts in this fiscal note represent changes from current law under the bill for each fiscal year. For additional information about fiscal notes, please visit the [General Assembly website](#).