

SENATE COMMITTEE OF REFERENCE REPORT

April 28, 2022

Chair of Committee

Date

Committee on Health & Human Services.

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

HB22-1289 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend reengrossed bill, page 5, after line 3 insert:

2 **"SECTION 2.** In Colorado Revised Statutes, 10-16-1205, **add**
3 (2)(d)(III) as follows:

4 **10-16-1205. Health insurance affordability fee - special**
5 **assessment on hospitals - allocation of revenues.** (2)
6 (d) (III) NOTWITHSTANDING SUBSECTIONS (2)(d)(I) AND (2)(d)(II) OF
7 THIS SECTION, IF THE APPROVAL OF THE DEMONSTRATION WAIVER
8 RECEIVED PURSUANT TO SECTION 25.5-4-503 (2) SETS CONDITIONS ON THE
9 USE OF THE MONEY RECEIVED, THE ENTERPRISE SHALL ALLOCATE THE
10 MONEY RECEIVED PURSUANT TO SECTION 25.5-4-503 (2) AS SET FORTH IN
11 THE APPROVAL. IF THE APPROVAL DOES NOT SET CONDITIONS ON THE USE
12 OF MONEY RECEIVED, THE ENTERPRISE SHALL ALLOCATE THE MONEY IN
13 THE MANNER SET FORTH IN SUBSECTIONS (2)(d)(I) AND (2)(d)(II) OF THIS
14 SECTION.".

15 Renumber succeeding sections accordingly.

16 Page 22, line 21, before "**add**" insert "**repeal** (1)(b); and".

17 Page 23, after line 19 insert:

18 "(b) ~~To design and implement a system of cost sharing with~~
19 ~~enrollees using an annual enrollment fee that is based on a sliding fee~~
20 ~~scale. The sliding fee scale shall be developed based on the enrollee's~~
21 ~~family income; except that no enrollment fee shall be assessed against an~~
22 ~~enrollee whose family income is at or below one hundred fifty percent of~~
23 ~~the federal poverty line and no enrollment fee shall be assessed against an~~
24 ~~enrollee who is a pregnant woman. As permitted by federal and state law,~~

1 enrollees in the plan may use funds from a medical savings account to pay
2 the annual enrollment fee. On or before November 1 of each year, the
3 department shall submit for approval to the joint budget committee its
4 annual proposal for cost sharing for the plan based upon a family's
5 income.".

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