

CHAPTER 4

GOVERNMENT - STATE

SENATE BILL 17-044

BY SENATOR(S) Kerr, Moreno, Tate, Court, Fields, Guzman, Jahn, Kagan, Martinez Humenik, Priola, Zenzinger;
also REPRESENTATIVE(S) Arndt, Thurlow, Carver, Ginal, Hooton, Lontine, Duran.

AN ACT

**CONCERNING THE SCHEDULED REPEAL OF REPORTS BY THE DEPARTMENT OF REGULATORY
AGENCIES TO THE GENERAL ASSEMBLY.**

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

SECTION 1. In Colorado Revised Statutes, 8-45-121, **amend** (4) as follows:

8-45-121. Visitation of fund by commissioner of insurance - annual audit - examination. (4) At least once every three years, the commissioner of insurance shall conduct an examination of ~~said~~ THE fund, ~~such examination~~ to be conducted in the same manner as an examination of a private insurance carrier. With respect to ~~such~~ THE examination, ~~the provisions of section 10-1-204 C.R.S., shall be applicable~~ APPLIES. The commissioner of insurance shall transmit a copy of the commissioner's examination to the governor, the state auditor, ~~the general assembly,~~ the executive director of the department of labor and employment, and the chief executive officer.

SECTION 2. In Colorado Revised Statutes, 10-3-207, **amend** (1)(f)(IV) as follows:

10-3-207. Fees paid by insurance companies. (1) Every entity regulated by the division in this state shall pay the following fees to the division:

(f) (IV) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), commencing January 1, 2009, the division shall provide annual reports to the joint budget committee, the senate business, labor, and technology committee, and the house business affairs and labor committee, or any ~~such~~ successor committees, and shall post on the division's website a statistical report of the number of enforcement actions taken, market trends associated with title insurance and real estate transactions, and

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

consumer complaints supported by the fee in subparagraph (I) of this paragraph (f).

SECTION 3. In Colorado Revised Statutes, 10-16-111, **amend** (4)(c) and (4)(d) as follows:

10-16-111. Annual statements and reports - rules. (4) Carriers. (c) The commissioner shall aggregate the data submitted pursuant to paragraph (a) of this subsection (4) for all carriers and publish the information on the division's website. NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), the commissioner shall submit a report annually to the general assembly that analyzes the cost of health care and the factors that drive the cost of health care on an individual and group basis in this state.

(d) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), the commissioner shall report annually to the general assembly regarding financial information on carriers that includes, but is not limited to, benefits ratios, rate increases, and the reasons or data tracked for cost increases, as applicable for health insurance provided pursuant to this article.

SECTION 4. In Colorado Revised Statutes, **amend** 10-16-128 as follows:

10-16-128. Annual report to general assembly. NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), the commissioner shall report to the business affairs and labor committee of the house of representatives and the business, labor, and technology committee of the senate, or any successor committees, no later than October 1, 2004, and every October 1 thereafter. The report shall be an indication of the number, nature, and outcome of complaints against insurers during the preceding twelve months.

SECTION 5. In Colorado Revised Statutes, 40-2-103, **repeal** (2) as follows:

40-2-103. Director - duties - report. (2) ~~(a) Beginning with the second regular session of the sixty-ninth general assembly, the director of the commission or the director's designee shall present an annual report to the joint house and senate transportation committees and to the house business, labor, and economic and workforce development committee and the senate business, labor, and technology committee, or any successor committees, regarding energy rate cases that came before the commission during the immediately preceding two years. The report and any accompanying materials may be prepared and submitted to the committees in hard copy form or electronically and must include a synopsis, in plain language, of the issues and the outcome of each energy utility rate case; the amount of any increase or decrease in rates that resulted from each energy utility rate case, expressed as a percentage of the total amount billed to ratepayers per month and per year; and the dollar amount of the average increase or decrease in the monthly bill paid by each class of energy utility ratepayers. In addition, the director shall make the plain-language synopsis available to the public by posting the synopsis on the commission's website.~~

~~(b) The director may report on matters outside the scope of the evidence and testimony presented at a rate case hearing.~~

~~(c) The report described in this subsection (2) may be presented at the same time as, and the director is encouraged to accompany it with, any other formal or informal report on the commission's operations, including a consumer savings report.~~

SECTION 6. In Colorado Revised Statutes, **repeal** 40-3.2-105 as follows:

~~**40-3.2-105. Reporting requirement.** By April 30, 2009, and by each April 30 thereafter, the commission shall submit a report to the business, labor, and technology committee of the senate, or its successor committee, and the business affairs and labor committee of the house of representatives, or its successor committee, on the progress made by investor-owned utilities in meeting their natural gas and electricity demand-side management goals. The report shall include any recommended statutory changes the commission deems necessary to further the intent of sections 40-3.2-103 and 40-3.2-104.~~

SECTION 7. In Colorado Revised Statutes, 40-15-208, **amend** (2)(b) introductory portion, as follows:

40-15-208. High cost support mechanism - Colorado high cost administration fund - creation - purpose - operation - rules - report - repeal. (2) (b) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), on or before December 1 of each year, the commission shall submit a written report to the committees of reference in the senate and house of representatives that are assigned to hear telecommunications issues, in accordance with section 24-1-136, C.R.S., accounting for the operation of the high cost support mechanism during the preceding calendar year and containing the following information, at a minimum:

SECTION 8. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: March 1, 2017