

SENATE COMMITTEE OF REFERENCE REPORT

March 30, 2021

Chair of Committee

Date

Committee on Finance.

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

SB21-085 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 2, line 5, strike "**party.**" and substitute "**party**
- 2 **- definition - rules - repeal.**".

- 3 Page 2, strike line 7 and substitute "AN ACTUARY THAT HAS EXPERIENCE
- 4 WITH HEALTH CARE POLICY, EQUITY, AND".

- 5 Page 2, line 11, strike "PLANS." and substitute "PLANS OR REDUCE OR
- 6 ELIMINATE MANDATED COVERAGE UNDER HEALTH BENEFIT PLANS."

- 7 Page 2, line 15, strike "ASSEMBLY." and substitute "ASSEMBLY WHO IS
- 8 PROPOSING THE LEGISLATION; EXCEPT THAT THE CONTRACTOR SHALL NOT
- 9 CONDUCT AN ACTUARIAL REVIEW OF A LEGISLATIVE PROPOSAL UNLESS
- 10 THE REQUEST FOR THE ACTUARIAL REVIEW IS APPROVED BY THE
- 11 PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF
- 12 REPRESENTATIVES."

- 13 Page 3, after line 5 insert:
- 14 "(b) A MEMBER OF THE GENERAL ASSEMBLY WHO REQUESTS AN
- 15 ACTUARIAL REVIEW OF PROPOSED LEGISLATION SHALL SUBMIT THE
- 16 REQUEST TO THE DIVISION BEFORE SEPTEMBER 1 OF THE YEAR PRECEDING
- 17 THE REGULAR LEGISLATIVE SESSION FOR WHICH THE LEGISLATION IS
- 18 PROPOSED."

- 19 Reletter succeeding paragraphs accordingly.

1 Page 3, line 17, strike "LEGISLATION;" and substitute "LEGISLATION,
2 INCLUDING INFORMATION CONCERNING WHO WOULD BENEFIT FROM THE
3 CHANGES, WHICH INFORMATION, IF AVAILABLE, MUST BE DISAGGREGATED,
4 AT A MINIMUM, BY RACE, ETHNICITY, SEX, GENDER, AND AGE;"

5 Page 3, line 22, after "INCREASE" insert "OR DECREASE".

6 Page 4, strike lines 1 through 11.

7 Renumber succeeding subparagraphs accordingly.

8 Page 4, line 14, strike "AND".

9 Page 4, line 17, strike "LEGISLATION." and substitute "LEGISLATION,
10 INCLUDING INFORMATION CONCERNING WHO WOULD BENEFIT FROM THE
11 CHANGES, WHICH INFORMATION, IF AVAILABLE, MUST BE DISAGGREGATED,
12 AT A MINIMUM, BY RACE, ETHNICITY, SEX, GENDER, AND AGE;

13 (VIII) INFORMATION, IF AVAILABLE, CONCERNING ANY
14 DISPROPORTIONATE EFFECTS THAT THE PROPOSED LEGISLATION MAY HAVE
15 ON CONSUMERS AS A RESULT OF THEIR RACE, ETHNICITY, SEX, GENDER, OR
16 AGE; AND

17 (IX) AN ESTIMATE OF THE OUT-OF-POCKET HEALTH CARE SAVINGS
18 ASSOCIATED WITH ANY NEW HEALTH BENEFIT OR SERVICE DESCRIBED IN
19 THE PROPOSED LEGISLATION, INCLUDING INFORMATION CONCERNING WHO
20 WOULD BENEFIT FROM THE CHANGES, WHICH INFORMATION, IF AVAILABLE,
21 MUST BE DISAGGREGATED, AT A MINIMUM, BY RACE, ETHNICITY, SEX,
22 GENDER, AND AGE."

23 Page 4, line 21, strike "(1)(b)(IV)" and substitute "(1)(c)(IV)".

24 Page 4, strike line 24 and substitute "(1)(c)(V) AND (1)(c)(VI) OF THIS
25 SECTION IN".

26 "Page 5, strike lines 5 through 25 and substitute:

27 "(3) A REQUEST FOR AN ACTUARIAL REVIEW BY A MEMBER OF THE
28 GENERAL ASSEMBLY AND ANY INFORMATION SUBMITTED TO THE
29 CONTRACTOR FOR THE PURPOSE OF COMPLETING AN ACTUARIAL REVIEW
30 PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION IS WORK PRODUCT, AS
31 DEFINED IN SECTION 24-72-202 (6.5).

32 (4) AS USED IN THIS SECTION, "HEALTH BENEFIT PLAN" EXCLUDES



1 PLANS AND BENEFITS PROVIDED PURSUANT TO MEDICAID OR THE
2 "CHILDREN'S BASIC HEALTH PLAN ACT", ARTICLE 8 OF TITLE 25.5.
3 (5) THE COMMISSIONER MAY PROMULGATE RULES AS NECESSARY
4 FOR THE IMPLEMENTATION OF THIS SECTION.

5 Renumber succeeding sections accordingly.

6 Page 7, after line 13 insert:

7 "SECTION 3. In Colorado Revised Statutes, 10-16-102, **add**
8 (32)(d) as follows:

9 **10-16-102. Definitions.** As used in this article 16, unless the
10 context otherwise requires:

11 (32) (d) SOLELY WITH RESPECT TO SECTION 10-16-154, "HEALTH
12 BENEFIT PLAN" EXCLUDES PLANS AND BENEFITS PROVIDED PURSUANT TO
13 MEDICAID OR THE "CHILDREN'S BASIC HEALTH PLAN ACT", ARTICLE 8 OF
14 TITLE 25.5."

15 Renumber succeeding section accordingly.

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