

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Health & Human Services.

SB23-093 be amended as follows:

- 1 Amend printed bill, page 3, lines 3 and 4, strike "(10.3) and".
- 2 Page 3, strike lines 7 through 11 and substitute:
 - 3 "(10.5) "MEDICAL DEBT" MEANS DEBT ARISING FROM
 - 4 HEALTH-CARE SERVICES, AS DEFINED IN SECTION 10-16-102 (33), OR
 - 5 HEALTH-CARE GOODS, INCLUDING PRODUCTS, DEVICES, DURABLE MEDICAL
 - 6 EQUIPMENT, AND PRESCRIPTION DRUGS."
- 7 Page 3, line 25, strike "NOTICE OR" and substitute "NOTICE,".
- 8 Page 3, strike lines 26 and 27.
- 9 Page 4, line 3, after "BY" insert "THE CONSUMER".
- 10 Page 4, line 18, strike "ANY ADJUSTMENT TO THE BILL," and substitute
 - 11 "AN ITEMIZATION OF THE CURRENT AMOUNT OF THE DEBT DUE AT THE
 - 12 TIME THE ITEMIZED STATEMENT IS GENERATED, REFLECTING INTEREST,
 - 13 FEES, PAYMENTS, AND CREDITS SINCE THE DATES DESCRIBED IN
 - 14 SUBSECTIONS (5)(b) AND (5)(c) OF THIS SECTION, AND".
- 15 Page 4, strike lines 20 through 24.
- 16 Reletter succeeding paragraphs accordingly.
- 17 Page 4, line 25, strike "WHETHER" and substitute "FOR MEDICAL DEBT
 - 18 FROM A HEALTH-CARE FACILITY, AS DEFINED IN SECTION 25.5-3-501 (1),
 - 19 WHETHER".
- 20 Page 4, line 27, strike "WHETHER" and substitute "FOR MEDICAL DEBT
 - 21 FROM A HEALTH-CARE FACILITY, AS DEFINED IN SECTION 25.5-3-501 (1),
 - 22 WHETHER".
- 23 Page 5, line 7, strike "MEDICAL CREDITOR," and strike "COLLECTOR," and
 - 24 substitute "COLLECTOR".
- 25 Page 5, line 9, after "PLAN" insert "WITH A CONSUMER" and after "DEBT"
 - 26 insert "THAT IS PAYABLE IN FOUR OR MORE INSTALLMENTS".
- 27 Page 5, line 12, after "RATE" insert "OR RATES".
- 28 Page 5, line 14, strike "INTERRUPTION." and substitute "INTERRUPTION OR

- 1 THAT THE PLAN IS A TEMPORARY ARRANGEMENT THAT WILL NOT PAY OFF
2 THE DEBT IN FULL."
- 3 Page 5, strike lines 15 through 21 and substitute:
4 "(b) BEFORE ACCELERATING OR DECLARING THE PAYMENT PLAN
5 NO LONGER OPERATIVE, IF THE CONSUMER HAS NOT INVOKED THE RIGHT
6 TO CEASE COMMUNICATION, THE DEBT COLLECTOR OR".
- 7 Page 5, line 23, strike "(A)" and substitute "(I)".
- 8 Page 5, line 24, strike "OTHER METHOD" and substitute "IN WRITING,
9 WHICHEVER IS".
- 10 Page 5, line 26, strike "(B)" and substitute "(II)".
- 11 Page 5, line 27, strike "INOPERATIVE AND" and substitute "INOPERATIVE."
- 12 Page 6, strike lines 1 through 13.
- 13 Reletter succeeding paragraph accordingly.
- 14 Page 6, lines 14 and 15, strike "AND TELEPHONE CALLS".
- 15 Page 6, line 15, after "CONSUMER" insert "PURSUANT TO SUBSECTION
16 (1)(b)(II) OF THIS SECTION".
- 17 Page 6, lines 15 and 16, strike "AND TELEPHONE NUMBER".
- 18 Page 6, line 17, strike "MEDICAL CREDITOR, DEBT COLLECTOR," and
19 substitute "DEBT COLLECTOR".
- 20 Page 7, strike line 1 and substitute "CHARGES, UNLESS REQUESTED BY THE
21 CONSUMER;".
- 22 Page 7, line 7, after "AGENCY" insert "OR A LEGAL ACTION OR
23 ARBITRATION PROCEEDING HAS ALREADY BEEN INITIATED," and strike
24 "MEDICAL CREDITOR,".
- 25 Page 7, line 8, strike "COLLECTOR," and substitute "COLLECTOR".
- 26 Page 9, line 13, strike "**practice.**" and substitute "**practice - definition.**".
- 27 Page 9, strike line 24 and substitute "ESTIMATE OR FOUR HUNDRED
28 DOLLARS, WHICHEVER IS LESS."

- 1 Page 9, line 27, after "ESTIMATE" insert "OR FOUR HUNDRED DOLLARS".
- 2 Page 10, line 9, strike "ESTIMATE." and substitute "ESTIMATE OR FOUR
3 HUNDRED DOLLARS, WHICHEVER IS LESS."
- 4 Page 11, line 8, strike "AND".
- 5 Page 11, line 11, strike "SKILLS." and substitute "SKILLS;
6 (d) BE PROVIDED IN ENGLISH OR SPANISH, IF REQUESTED BY THE
7 CONSUMER; AND
8 (e) BE PROVIDED WITHIN THE FOLLOWING TIME FRAMES:
9 (I) NOT LATER THAN ONE BUSINESS DAY AFTER THE DATE THE
10 PRIMARY ITEM OR SERVICE IS SCHEDULED IF A PRIMARY ITEM OR SERVICE
11 IS SCHEDULED AT LEAST THREE DAYS BEFORE THE PRIMARY ITEM OR
12 SERVICE IS PROVIDED;
13 (II) NOT LATER THAN THREE BUSINESS DAYS AFTER THE DATE THE
14 PRIMARY ITEM OR SERVICE IS SCHEDULED IF THE PRIMARY ITEM OR
15 SERVICE IS SCHEDULED AT LEAST TEN BUSINESS DAYS BEFORE THE
16 PRIMARY ITEM OR SERVICE IS PROVIDED; OR
17 (III) NOT LATER THAN THREE DAYS AFTER A REQUEST FOR A
18 SELF-PAY ESTIMATE.
19 (4) A PROVIDER OR HEALTH-CARE FACILITY THAT IS IN
20 COMPLIANCE WITH SECTION 112 OF TITLE I OF DIVISION BB OF THE
21 FEDERAL "NO SURPRISES ACT", AND RULES PROMULGATED AND
22 DETERMINED BY THE FEDERAL CENTERS FOR MEDICARE AND MEDICAID
23 SERVICES UNDER THAT ACT IN 45 CFR 149.610, OR ANY SUCCESSOR LAWS
24 AND REGULATIONS, IS IN COMPLIANCE WITH THIS SECTION."
- 25 Renumber succeeding subsection accordingly.
- 26 Page 11, after line 13 insert:
27 "(6) AS USED IN THIS SECTION, "FEDERAL 'NO SURPRISES ACT'"
28 MEANS THE FEDERAL "NO SURPRISES ACT", PUB.L. 116-260, AS
29 AMENDED."
- 30 Page 12, after line 10 insert:
31 "**SECTION 13. Applicability.** This act applies to contracts
32 entered into after the effective date of this act."
- 33 Renumber succeeding section accordingly.

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