

CHAPTER 13

INSURANCE

HOUSE BILL 95-1106

BY REPRESENTATIVES Anderson, Epps, and Sullivant;
also SENATORS Hopper, Bishop, Gallagher, Johnson, Matsunaka, Pascoe, Rupert, and Wham.

AN ACT

CONCERNING THE UNINSURABLE HEALTH INSURANCE PLAN.

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

SECTION 1. 10-8-516 (1), Colorado Revised Statutes, 1994 Repl. Vol., is amended to read:

10-8-516. Preexisting conditions. (1) Coverage under the plan shall exclude charges or expenses incurred during the first six months following the effective date of coverage as to any PREEXISTING condition ~~if:~~

~~(a) The condition manifested itself during the twelve-month period immediately preceding the effective date of coverage in such a manner as would cause an ordinarily prudent person to seek diagnosis, care, or treatment; or~~

~~(b) Medical advice, care, or treatment was recommended or received THAT IS NOT DEFINED MORE RESTRICTIVELY THAN AN INJURY, SICKNESS, OR PREGNANCY FOR WHICH A PERSON INCURRED CHARGES, RECEIVED MEDICAL TREATMENT, CONSULTED A HEALTH CARE PROFESSIONAL, OR TOOK PRESCRIPTION DRUGS within the six-month period immediately preceding the effective date of coverage.~~

SECTION 2. 10-8-517 (1), Colorado Revised Statutes, 1994 Repl. Vol., is repealed as follows:

10-8-517. Employers of persons covered under the plan. (1) ~~If the employer of an insured under the plan contributes to the cost of providing health insurance for employees and the insured is ineligible for such health insurance only because of the~~

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

existence of any of the conditions specified in section 10-8-513 (1), the following provisions shall apply:

~~(a) The employer shall contribute to the plan the same dollar amount per month that he contributes on behalf of his other employees.~~

~~(b) The employer may make a payroll deduction at the request of the insured for the amount of the premium the employee owes under the plan.~~

SECTION 3. 10-8-509 (1) (g), Colorado Revised Statutes, 1994 Repl. Vol., is repealed as follows:

10-8-509. Administering carrier. (1) The administering carrier shall perform all administrative, eligibility, and claims payment functions relating to the plan, including:

~~(g) Collecting contributions to the plan from employers on behalf of covered employees pursuant to the provisions of section 10-8-517 (1) (a).~~

SECTION 4. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: March 17, 1995