

CHAPTER 33

INSURANCE

HOUSE BILL 96-1241

BY REPRESENTATIVES Leyba, Clarke, Hagedorn, Knox, Kreutz, Lyle, Mace, Morrison, Nichol, Reeser, Snyder, and Sullivan; also SENATORS Wham, Hernandez, Hopper, Linkhart, Rupert, Tanner, Weddig, and Weissmann.

AN ACT

CONCERNING MANDATORY INSURANCE COVERAGE REQUIREMENTS FOR NEWBORN CHILDREN.

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

SECTION 1. 10-16-104 (1), Colorado Revised Statutes, 1994 Repl. Vol., is amended to read:

10-16-104. Mandatory coverage provisions. (1) **Newborn children.** (a) All group AND INDIVIDUAL sickness and accident insurance policies ~~providing coverage on an expense-incurred basis~~ and all group service or indemnity contracts issued by any entity subject to part 3 or 4 of this article ~~which provide coverage for a family member of the insured or subscriber shall also provide, as to such family coverage, that the health insurance benefits applicable for children are payable with respect to~~ a SHALL PROVIDE COVERAGE FOR A DEPENDENT newborn child of the insured or subscriber from the moment of birth.

(b) ~~All individual sickness and accident insurance policies providing coverage on an expense-incurred basis and all individual service or indemnity contracts issued by any entity subject to part 3 or 4 of this article which provide coverage for a family member of the insured, enrollee, or subscriber shall be offered, as to such family member's coverage, so that the health insurance benefits applicable for children are payable with respect to a newborn child of the insured or subscriber from the moment of birth.~~

SECTION 2. Applicability. This act shall apply to any health benefit plan that is delivered, issued for delivery, renewed, extended, or modified on or after January 1, 1997.

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

SECTION 3. Effective date. This act shall take effect upon the expiration of the period allowed for submitting a referendum petition pursuant to article V, section 1 (3) of the state constitution, unless a referendum petition is filed against this act within such period, in which case this act, if approved by the people, shall take effect on the date of the official declaration of the vote thereon by proclamation of the governor.

Approved: March 25, 1996

Editor's note: This act was passed without a safety clause. See section 3 of this act for the possible effective dates.