

CHAPTER 233

LABOR AND INDUSTRY

SENATE BILL 03-302

BY SENATOR(S) Reeves, Owen, and Teck;
also REPRESENTATIVE(S) Plant, Witwer, and Young.

AN ACT

CONCERNING THE TEMPORARY REPEAL OF ANNUAL GATHERING OF STATISTICAL INFORMATION BY THE DIVISION OF INSURANCE REGARDING THE WORKERS' COMPENSATION SYSTEM OF COLORADO, AND MAKING AN APPROPRIATION THEREFOR.

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

SECTION 1. 8-44-113 (1) (a) and (1) (c) and the introductory portion to 8-44-113 (4) (b), Colorado Revised Statutes, are amended to read:

8-44-113. Data from insurance carriers and self-insured employers related to workers' compensation - studies related to workers' compensation system.

(1) (a) BEGINNING JULY 1, 2005, the director shall work with the commissioner of insurance, who shall promulgate rules for the purpose of collecting data and statistics regarding the workers' compensation system of Colorado and insurance companies covering such risk. The ~~regulations~~ RULES shall provide for the collection of statistics from licensed insurance carriers and Pinnacol Assurance concerning the costs of providing benefits pursuant to articles 40 to 47 of this title. The data collected pursuant to this paragraph (a) shall be for the confidential use of the commissioner and employees of the division of insurance. Any person who releases confidential data obtained under this paragraph (a) commits a class 2 misdemeanor and shall be punished as provided in section 18-1.3-501, C.R.S.

(c) BEGINNING JULY 1, 2005, the commissioner of insurance shall have the authority to suspend or revoke the license or authority of any insurance carrier who does not fully comply with the commissioner's data collection ~~regulations~~ RULES promulgated pursuant to this section.

(4) (b) BEGINNING JULY 1, 2005, the executive director annually shall collect data from self-insured employers comparable to the data collected from insurers by 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.

commissioner of insurance for purposes of updating the 1993 Colorado workers' compensation closed claim study. The general assembly intends that this data collection requirement be no more burdensome than necessary and that each element of the data collected and all elements of data be no more inclusive than the corresponding element of data and all elements collected by the commissioner of insurance. In addition:

SECTION 2. Appropriation - adjustments in 2003 long bill. For the implementation of this act, appropriations made in the annual general appropriation act for the fiscal year beginning July 1, 2003, shall be adjusted as follows: The appropriation to the department of regulatory agencies, division of insurance, for workers' compensation studies, is decreased by sixty-seven thousand seven hundred twenty-five dollars (\$67,725) cash funds exempt. Said amount shall be from reserves in the workers' compensation cash fund created in section 8-44-112 (7), Colorado Revised Statutes.

SECTION 3. 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: May 1, 2003