

## CHAPTER 78

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**INSURANCE**


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**SENATE BILL 11-019**

BY SENATOR(S) King K., Aguilar, Boyd, Brophy, Cadman, Foster, Grantham, Guzman, Harvey, Heath, Hudak, Jahn, King S., Lambert, Lundberg, Mitchell, Morse, Newell, Nicholson, Renfroe, Roberts, Scheffel, Schwartz, Spence, Steadman, White, Williams S.;  
also REPRESENTATIVE(S) Stephens, Acree, Barker, Beezley, Brown, DelGrosso, Duran, Fields, Gardner B., Gerou, Joshi, Kerr J., Labuda, Lee, Liston, Looper, Massey, Murray, Nikkel, Pabon, Pace, Peniston, Priola, Ramirez, Summers, Swalm, Todd, Vaad, Waller.

**AN ACT****CONCERNING PAYMENT OF THE COSTS OF HEALTH INSURANCE COVERAGE TO EMPLOYEES OF SMALL EMPLOYERS.**

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

**SECTION 1.** 10-16-105.2, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

**10-16-105.2. Small employer health insurance availability program.**  
(1.5) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, A SMALL EMPLOYER THAT DOES NOT HAVE, AND HAS NOT HAD IN THE PREVIOUS TWELVE MONTHS, A SMALL GROUP HEALTH BENEFIT PLAN PROVIDING COVERAGE TO ITS EMPLOYEES UNDER THIS ARTICLE MAY REIMBURSE AN EMPLOYEE, WHETHER THROUGH WAGE ADJUSTMENTS OR HEALTH REIMBURSEMENT ARRANGEMENTS, FOR ANY PORTION OF THE PREMIUM FOR A HEALTH COVERAGE PLAN.

**SECTION 2. Effective date - applicability.** This act shall take effect upon passage and shall apply to payments or reimbursements to employees of small employers for the costs of health insurance premiums on or after said date.

**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: March 29, 2011

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