



*Colorado Legislative Council Staff Fiscal Note*

**NO FISCAL IMPACT**

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**Drafting Number:** LLS 08-1151**Date:** April 24, 2008**Prime Sponsor(s):** Rep. Marshall  
Sen. Sandoval**Bill Status:** House Business Affairs and Labor**Fiscal Analyst:** Clare Pramuk (303-866-2677)

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**TITLE:** CONCERNING THE PROHIBITION OF INCENTIVES TO LIMIT THE PROVISION OF MEDICALLY APPROPRIATE HEALTH CARE SERVICES TO A COVERED PERSON.**Summary of Legislation**

This bill creates the Colorado Health Care Anti-Kickback Act and makes it a deceptive trade practice for an insurance company to provide incentives to healthcare providers to deny, reduce, or delay medically necessary and appropriate procedures to patients. The bill is effective 90 days following final adjournment of the General Assembly unless a referendum petition is filed (August 6, 2008, if final adjournment is May 7, 2008).

**Assessment**

This bill is assessed at no fiscal impact. The remedies for engaging in deceptive trade practices include action by the Attorney General, or a private party may bring suit for damages. Few cases of this type of deceptive trade practice are anticipated, and any that arise can be addressed within existing resources. No additional appropriations are required.

**Departments Contacted**

Judicial Branch

Law

Regulatory Agencies