

SB076_L.007

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee_____
DateCommittee on Judiciary.

After consideration on the merits, the Committee recommends the following:

SB10-076 be amended as follows:

1 Amend reengrossed bill, page 3, after line 3, insert:

2 "SECTION 3. 10-3-1104 (1) (h), Colorado Revised Statutes, is
3 amended BY THE ADDITION OF A NEW SUBPARAGRAPH to read:

4 **10-3-1104. Unfair methods of competition and unfair or**
5 **deceptive acts or practices.** (1) The following are defined as unfair
6 methods of competition and unfair or deceptive acts or practices in the
7 business of insurance:

8 (h) Unfair claim settlement practices: Committing or performing,
9 either in willful violation of this part 11 or with such frequency as to
10 indicate a tendency to engage in a general business practice, any of the
11 following:

12 (XIX) MAKING A DETERMINATION THAT A SERVICE THAT IS A
13 COVERED BENEFIT IS NOT MEDICALLY NECESSARY, APPROPRIATE,
14 EFFECTIVE, OR EFFICIENT UNLESS SUCH DETERMINATION IS MADE BY AN
15 APPROPRIATE HEALTH CARE PROVIDER LICENSED IN A STATE IN THE
16 UNITED STATES."

17 Renumber succeeding section accordingly.

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