

HB1256_L.001

HOUSE COMMITTEE OF REFERENCE REPORT

 Chairman of Committee

 Date
Committee on Business Affairs and Labor.

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

HB09-1256 be amended as follows:

1 Amend printed bill, page 2, strike lines 6 and 7 and substitute the
2 following:

3 **"states - multistate agreements - study - legislative declaration.**
4 (1) THE GENERAL ASSEMBLY HEREBY FINDS,".

5 Page 3, strike lines 5 through 27 and substitute the following:

6 "(2) (a) THE COMMISSIONER SHALL UNDERTAKE A REVIEW OF THE
7 EXISTING LAWS AND RULES PERTAINING TO THE BUSINESS OF HEALTH
8 INSURANCE IN THIS STATE AND IN OTHER STATES TO DETERMINE HOW TO
9 ALLOW COLORADO RESIDENTS THE ABILITY TO PURCHASE HEALTH
10 INSURANCE PRODUCTS SOLD IN OTHER STATES BY CARRIERS NOT
11 OTHERWISE SUBJECT TO COLORADO INSURANCE LAWS AND RULES.

12 (b) ON OR BEFORE DECEMBER 1, 2009, THE COMMISSIONER SHALL
13 SUBMIT A REPORT TO THE GENERAL ASSEMBLY ON WHAT CHANGES TO
14 COLORADO LAWS AND RULES WOULD BE NECESSARY IN ORDER TO ENABLE
15 COLORADANS TO PURCHASE OUT-OF-STATE HEALTH INSURANCE
16 PRODUCTS. THE REPORT SHALL ADDRESS AT LEAST THE FOLLOWING:

17 (I) THE MECHANISM BY WHICH THE COMMISSIONER CAN REGULATE
18 THE PURCHASE OF OUT-OF-STATE HEALTH INSURANCE PRODUCTS AND THE
19 CARRIERS OFFERING SUCH PRODUCTS IN ORDER TO PROTECT COLORADO
20 CONSUMERS, EITHER THROUGH MULTISTATE AGREEMENTS WITH OTHER
21 STATES OR A SIMILAR MECHANISM WHEREBY THE COMMISSIONER AND THE
22 OTHER STATES THAT PARTICIPATE IN THE AGREEMENT DELINEATE THEIR
23 RESPECTIVE ROLES AND RESPONSIBILITIES FOR OVERSIGHT, REGULATION,
24 AND ENFORCEMENT OF APPLICABLE LAWS AND RULES AND SPECIFY WHICH



1 STATE'S LAWS AND RULES APPLY;

2 (II) THE RESPONSIBILITIES OF OUT-OF-STATE CARRIERS WITH
3 REGARD TO INFORMING COLORADO CONSUMERS ABOUT THE IMPACT OF
4 PURCHASING A HEALTH INSURANCE PRODUCT THAT IS REGULATED BY THE
5 LAWS OF ANOTHER STATE, INCLUDING INFORMATION ABOUT WHETHER
6 COVERAGES THAT ARE MANDATED BY COLORADO LAW ARE INCLUDED IN
7 THE OUT-OF-STATE PRODUCT, WHETHER COLORADO LAWS OR
8 RESTRICTIONS ON RATE CHANGES APPLY, AND WHETHER THE PRODUCT IS
9 MORE OR LESS EXPENSIVE THAT OTHER PRODUCTS REGULATED UNDER
10 COLORADO LAWS AND RULES;

11 (III) THE BARRIERS, IF ANY, TO ALLOWING COLORADO CONSUMERS
12 TO PURCHASE OUT-OF-STATE HEALTH INSURANCE PRODUCTS; AND

13 (IV) A PROPOSED TIMELINE FOR IMPLEMENTING CHANGES
14 NECESSARY TO ENABLE THE INTERSTATE PURCHASE OF HEALTH
15 INSURANCE."

16 Strike pages 4 through 19 and substitute the following:

17 "SECTION 2. **Safety clause.** The general assembly hereby finds,
18 determines, and declares that this act is necessary for the immediate
19 preservation of the public peace, health, and safety."

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