

**First Regular Session  
Sixty-eighth General Assembly  
STATE OF COLORADO**

**REREVISED**

*This Version Includes All Amendments  
Adopted in the Second House*

LLS NO. 11-0457.01 Brita Darling

**HOUSE BILL 11-1019**

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**HOUSE SPONSORSHIP**

**Kagan,**

**SENATE SPONSORSHIP**

**Boyd,**

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**House Committees**

Economic and Business Development

**Senate Committees**

Health and Human Services

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**A BILL FOR AN ACT**

101 **CONCERNING THE WAIVER OF COPAYMENTS AND DEDUCTIBLES BY**  
102 **SCHOOL-BASED HEALTH CENTERS.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)*

Under certain circumstances, it is the crime of abuse of health insurance to knowingly waive a patient's required deductible or copayment and then seek payment from a third-party payor. The bill exempts health care services provided by school-based health centers from the crime.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.*

SENATE  
3rd Reading Unam ended  
March 7, 2011

SENATE  
2nd Reading Unam ended  
March 4, 2011

HOUSE  
3rd Reading Unam ended  
January 31, 2011

HOUSE  
2nd Reading Unam ended  
January 28, 2011

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

2           **SECTION 1.** The introductory portion to 18-13-119 (3), Colorado  
3 Revised Statutes, is amended, and the said 18-13-119 is further amended  
4 BY THE ADDITION OF A NEW SUBSECTION, to read:

5           **18-13-119. Health care providers - abuse of health insurance.**  
6 (3) Except as otherwise provided in subsections (5), ~~and~~ (6), AND (8) of  
7 this section, if the effect is to eliminate the need for payment by the  
8 patient of any required deductible or copayment applicable in the patient's  
9 health benefit plan, a person who provides health care commits abuse of  
10 health insurance if ~~he~~ THE PERSON knowingly:

11           (8) THE WAIVER OF A REQUIRED DEDUCTIBLE OR COPAYMENT FOR  
12 HEALTH CARE SERVICES PROVIDED BY A SCHOOL-BASED HEALTH CENTER,  
13 AS DEFINED IN SECTION 25-20.5-502, C.R.S., IS EXEMPT FROM THE  
14 PROVISIONS OF THIS SECTION.

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