

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

REVISED

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

LLS NO. 11-0457.01 Brita Darling

HOUSE BILL 11-1019

HOUSE SPONSORSHIP

Kagan,

SENATE SPONSORSHIP

Boyd,

House Committees

Economic and Business Development

Senate Committees

Health and Human Services

A BILL FOR AN ACT

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

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
2nd Reading Unam ended
March 4, 2011

HOUSE
3rd Reading Unam ended
January 31, 2011

HOUSE
2nd Reading Unam ended
January 28, 2011

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.