

Second Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 14-1063.01 Thomas Morris x4218

SENATE BILL 14-210

SENATE SPONSORSHIP

Cadman and Aguilar,

HOUSE SPONSORSHIP

Sonnenberg and Kraft-Tharp,

Senate Committees
State, Veterans, & Military Affairs

House Committees

A BILL FOR AN ACT

101 **CONCERNING THE CONDUCT OF EXAMINATIONS OF INSURERS BY THE**
102 **COMMISSIONER OF INSURANCE, AND, IN CONNECTION**
103 **THEREWITH, REQUIRING A PREEXAMINATION CONFERENCE AND**
104 **A CONFERENCE TO BE HELD BEFORE ISSUANCE OF A DRAFT**
105 **EXAMINATION REPORT.**

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/bills summaries>.)

The bill requires the commissioner of insurance, when conducting

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.

any examination of an insurer, to hold a preexamination conference and a conference before issuance of a draft examination report.

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

2 **SECTION 1.** In Colorado Revised Statutes, 10-1-204, **add** (11)
3 as follows:

4 **10-1-204. Conduct of examinations - conferences.** (11) EXCEPT
5 AS PROVIDED IN SECTION 10-1-211 (2) (a), FOR EVERY EXAMINATION
6 CONDUCTED PURSUANT TO THIS PART 2, THE DIVISION SHALL HOLD A
7 PREEXAMINATION CONFERENCE BETWEEN THE DIVISION AND THE INSURER
8 SUBJECT TO THE EXAMINATION. THE DIVISION MAY COMBINE THE
9 CONFERENCE HELD PURSUANT TO SECTION 10-1-212 (5) WITH THE
10 CONFERENCE HELD PURSUANT TO THIS PARAGRAPH (a). THE DIVISION
11 SHALL DESIGN AND CONDUCT THE PREEXAMINATION CONFERENCE IN
12 ACCORDANCE WITH THE PREEXAMINATION PROVISIONS OF THE NAIC
13 MARKET CONDUCT EXAMINER'S HANDBOOK FOR THE PARTIES TO DISCUSS:

14 (a) EARLY RESOLUTION AND SIMPLIFICATION OF ISSUES AND ANY
15 DISPUTES;

16 (b) AVOIDANCE OF THE PRODUCTION OF UNNECESSARY OR
17 DUPLICATIVE INFORMATION; AND

18 (c) FACILITATION OF THE COMPLETE, ACCURATE, JUST, SPEEDY,
19 AND INEXPENSIVE DISPOSITION OF THE EXAMINATION.

20 — —

21 **SECTION 2. Act subject to petition - effective date -**
22 **applicability.** (1) This act takes effect at 12:01 a.m. on the day following
23 the expiration of the ninety-day period after final adjournment of the
24 general assembly (August 6, 2014, if adjournment sine die is on May 7,
25 2014); except that, if a referendum petition is filed pursuant to section 1

1 (3) of article V of the state constitution against this act or an item, section,
2 or part of this act within such period, then the act, item, section, or part
3 will not take effect unless approved by the people at the general election
4 to be held in November 2014 and, in such case, will take effect on the
5 date of the official declaration of the vote thereon by the governor.

6 (2) This act applies to examinations conducted on or after the
7 applicable effective date of this act.