

HOUSE COMMITTEE OF REFERENCE REPORT

	August 21, 2025
Chair of Committee	Date

Committee on Health & Human Services.

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

HB25B-1006 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend printed bill, page 5, line 17, after "**add**" insert "(4.5) and".

2 Page 6, after line 13 insert:

3 "(4.5) PRIOR TO MAKING ANY FINAL RECOMMENDATION PURSUANT
4 TO SUBSECTION (4) OF THIS SECTION REGARDING PLANS, COVERAGE, AND
5 THE NUMBER OF ELIGIBLE SLOTS, THE BOARD SHALL SEEK INPUT AND
6 RECOMMENDATIONS FROM INDIVIDUALS DIRECTLY AFFECTED BY
7 PROGRAMS FUNDED BY THE ENTERPRISE AND SHALL DISCUSS ANY INPUT
8 AND RECOMMENDATIONS RECEIVED AT A BOARD MEETING HELD IN
9 ACCORDANCE WITH SUBSECTION (6) OF THIS SECTION. THE BOARD SHALL
10 PROVIDE OPPORTUNITIES FOR INDIVIDUALS TO PROVIDE INPUT AND
11 RECOMMENDATIONS IN ENGLISH AND SPANISH."

12 Page 8, line 5, strike "10-16-1209" and substitute "10-16-1209,
13 10-16-1210, and 10-16-1211".

14 Page 9, after line 9 insert:

15 **"10-16-1210. Regulatory agenda - division review of regulation**
16 **- repeal.** (1) (a) THE DIVISION SHALL CONDUCT A REVIEW OF REGULATION
17 4-2-76, CONCERNING THE HEALTH INSURANCE AFFORDABILITY FEE
18 ASSESSMENT AND COLLECTION PROCESS, CODIFIED IN 3 CCR 702-4, IN
19 ACCORDANCE WITH SECTION 24-4-103.3. THE DEPARTMENT OF
20 REGULATORY AGENCIES SHALL INCLUDE THE DIVISION'S REVIEW OF
21 REGULATION 4-2-76 IN ITS DEPARTMENTAL REGULATORY AGENDA THAT
22 THE DEPARTMENT SUBMITS TO THE STAFF OF THE LEGISLATIVE COUNCIL IN
23 ACCORDANCE WITH SECTION 2-7-203 (4) BY NOVEMBER 1, 2026. THE

1 HEALTH AND HUMAN SERVICES COMMITTEES OF THE HOUSE OF
2 REPRESENTATIVES AND THE SENATE ARE THE APPLICABLE COMMITTEES OF
3 REFERENCE TO WHICH THE STAFF OF THE LEGISLATIVE COUNCIL SHALL
4 DISTRIBUTE THE REVIEW OF REGULATION 4-2-76.

5 (b) THE DIVISION SHALL MAKE A PRESENTATION OF ITS REVIEW, AS
6 PART OF THE DEPARTMENTAL PRESENTATIONS TO THE COMMITTEES IN
7 ACCORDANCE WITH SECTION 2-7-203, IN THE 2027 REGULAR LEGISLATIVE
8 SESSION.

9 (2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2027.

10 **10-16-1211. Performance audit of the enterprise - repeal.**

11 (1) BY DECEMBER 31, 2027, THE STATE AUDITOR SHALL COMPLETE A
12 PERFORMANCE AUDIT OF THE ENTERPRISE. IN CONDUCTING THE AUDIT, THE
13 STATE AUDITOR SHALL:

14 (a) DETERMINE WHETHER THE ENTERPRISE AND THE BOARD ARE IN
15 COMPLIANCE WITH THE PURPOSE AND RESPONSIBILITIES OF THE
16 ENTERPRISE AND THE BOARD AS SPECIFIED IN SECTIONS 10-16-1202,
17 10-16-1204, 10-16-1205, AND 10-16-1207;

18 (b) SPECIFY, FOR EACH YEAR SINCE THE CREATION OF THE
19 ENTERPRISE:

20 (I) THE ANNUAL REVENUE DEPOSITED IN THE FUND FROM:

21 (A) THE FEE COLLECTED FROM CARRIERS PURSUANT TO SECTION
22 10-16-1205 (1)(a)(I);

23 (B) THE SPECIAL ASSESSMENTS COLLECTED FROM HOSPITALS
24 PURSUANT TO SECTION 10-16-1205 (1)(a)(II);

25 (C) PREMIUM TAX REVENUES DEPOSITED IN THE FUND PURSUANT
26 TO SECTION 10-3-209 (4)(a)(III) BEFORE ITS REPEAL ON JULY 1, 2025;

27 (D) MONEY ALLOCATED TO THE FUND PURSUANT TO SECTION
28 10-16-1308;

29 (E) THE FEDERAL SHARE OF THE MEDICAL ASSISTANCE PAYMENTS
30 RECEIVED PURSUANT TO SECTION 25.5-4-503 (2);

31 (F) ANY REVENUE COLLECTED FROM REVENUE BONDS PURSUANT
32 TO SECTION 10-16-1204 (1)(b)(II);

33 (G) INTEREST AND INCOME DERIVED FROM THE DEPOSIT AND
34 INVESTMENT OF MONEY IN THE FUND; AND

35 (H) ANY GIFTS, GRANTS, OR DONATIONS RECEIVED FROM PRIVATE
36 OR PUBLIC SOURCES;

37 (II) THE ANNUAL EXPENDITURES FROM THE FUND FOR THE
38 PURPOSES SPECIFIED IN SECTION 10-16-1205 (1)(b), INDICATING THE
39 AMOUNTS EXPENDED IN EACH YEAR FOR EACH OF THE FOLLOWING
40 PURPOSES AND THE AMOUNT OF SUCH EXPENDITURES THAT WAS PAID
41 FROM REVENUES DESCRIBED IN SUBSECTIONS (1)(b)(I)(D) AND (1)(b)(I)(E)
42 OF THIS SECTION:

43 (A) TO PROVIDE FUNDING FOR THE REINSURANCE PROGRAM;

1 (B) TO PROVIDE PAYMENTS TO CARRIERS TO INCREASE THE
2 AFFORDABILITY OF HEALTH INSURANCE ON THE INDIVIDUAL MARKET FOR
3 COLORADANS WHO RECEIVE THE PREMIUM TAX CREDIT;
4 (C) TO PROVIDE SUBSIDIES FOR STATE-SUBSIDIZED INDIVIDUAL
5 HEALTH COVERAGE PLANS PURCHASED BY QUALIFIED INDIVIDUALS;
6 (D) TO PAY THE ENTERPRISE'S ACTUAL ADMINISTRATIVE COSTS TO
7 IMPLEMENT AND ADMINISTER THIS PART 12; AND
8 (E) TO PAY THE COSTS OF CONSUMER ENROLLMENT, OUTREACH,
9 AND EDUCATION ACTIVITIES REGARDING HEALTH-CARE COVERAGE; AND
10 (III) THE AMOUNT OF REVENUES ALLOCATED OR OTHERWISE
11 DESIGNATED FOR A PURPOSE SPECIFIED IN SECTION 10-16-1205 (1)(b)
12 THAT THE ENTERPRISE DID NOT ENCUMBER OR EXPEND;
13 (c) WITH REGARD TO THE ALLOCATION OF REVENUES TO THE
14 REINSURANCE PROGRAM:
15 (I) DETERMINE, FOR EACH YEAR SINCE THE ENTERPRISE
16 COLLECTED OR RECEIVED REVENUES, WHETHER THE ENTERPRISE
17 ALLOCATED TO THE REINSURANCE PROGRAM CASH FUND THE MAXIMUM
18 ALLOWABLE AMOUNT OF REVENUES AS SPECIFIED IN SECTION 10-16-1205
19 (2); AND
20 (II) FOR ANY YEAR IN WHICH THE ENTERPRISE DID NOT ALLOCATE
21 THE MAXIMUM ALLOWABLE AMOUNT OF REVENUES TO THE REINSURANCE
22 PROGRAM, ANALYZE:
23 (A) THE ENTERPRISE'S AND THE DIVISION'S RATIONALE FOR NOT
24 ALLOCATING THE MAXIMUM ALLOWABLE AMOUNT OF REVENUES TO THE
25 REINSURANCE PROGRAM; AND
26 (B) THE IMPACT OF THAT DECISION ON THE AFFORDABILITY RELIEF
27 PROVIDED TO CONSUMERS IN THE INDIVIDUAL MARKET AND THE ABILITY
28 OF THE ENTERPRISE TO FUND OTHER PROGRAMS AUTHORIZED IN THIS PART
29 12;
30 (d) DETERMINE WHETHER THE ENTERPRISE'S CURRENT AND
31 PROJECTED REVENUES ARE SUFFICIENT FOR THE ENTERPRISE TO
32 EFFICIENTLY AND EFFECTIVELY FULFILL ITS DUTIES AND RESPONSIBILITIES
33 AS SPECIFIED IN THIS PART 12; AND
34 (e) DETERMINE THE SIGNIFICANCE OF FEDERAL FUNDING ON THE
35 ABILITY OF THE ENTERPRISE TO EFFICIENTLY AND EFFECTIVELY FULFILL ITS
36 DUTIES AND RESPONSIBILITIES AS SPECIFIED IN THIS PART 12.
37 (2) UPON COMPLETION OF THE PERFORMANCE AUDIT REQUIRED BY
38 SUBSECTION (1) OF THIS SECTION, THE STATE AUDITOR SHALL SUBMIT A
39 WRITTEN REPORT ABOUT THE PERFORMANCE AUDIT TO THE LEGISLATIVE
40 AUDIT COMMITTEE AND TO THE HEALTH AND HUMAN SERVICES
41 COMMITTEES OF THE SENATE AND THE HOUSE OF REPRESENTATIVES.
42 (3) THIS SECTION IS REPEALED, EFFECTIVE DECEMBER 31, 2028."

1 Strike "BEYOND THE 2025 CALENDAR" and substitute "FOR THE 2026
2 PLAN" on: **Page 8**, lines 12 and 13; and **Page 10**, lines 26 and 27.

3 Strike "BEYOND DECEMBER 31, 2025," and substitute "FOR THE 2026 PLAN
4 YEAR" on: **Page 8**, lines 23 and 24; and **Page 11**, line 11.

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