

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Health & Human Services.

HB26-1096 be amended as follows:

1 Page 5, after line 9 insert:

2 "(7) (a) A VIOLATION OF SUBSECTION (4) OR (8) OF THIS SECTION  
3 CONSTITUTES A DECEPTIVE TRADE PRACTICE UNDER SECTION 6-1-105.

4 (b) NOTWITHSTANDING SECTION 6-1-103, THE ATTORNEY GENERAL  
5 HAS EXCLUSIVE AUTHORITY TO ENFORCE THIS SECTION.

6 (c) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, NOTHING  
7 IN THIS SECTION PROVIDES THE BASIS FOR, OR IS THE SUBJECT OF, A  
8 PRIVATE RIGHT OF ACTION FOR A VIOLATION OF THIS SECTION.

9 (8) NOTHING IN THIS SECTION SHALL BE INTERPRETED TO DO THE  
10 FOLLOWING:

11 (a) CONVERT A DIRECT PRIMARY CARE AGREEMENT INTO HEALTH  
12 INSURANCE;

13 (b) CREATE A MANAGED CARE SUBCONTRACTING RELATIONSHIP  
14 BETWEEN THE DIRECT PRIMARY HEALTH-CARE PROVIDER AND A MANAGED  
15 CARE ENTITY; OR

16 (c) EXPAND COVERAGE AND SERVICES PROVIDED UNDER THE  
17 COLORADO MEDICAL ASSISTANCE PROGRAM."

18 Renumber succeeding section accordingly.

19 Page 6, before line 13 insert:

20 "**SECTION 4.** In Colorado Revised Statutes, 6-1-105, **add**  
21 (1)(qqqq) as follows:

22 **6-1-105. Unfair or deceptive trade practices - definitions.**

23 (1) A person engages in a deceptive trade practice when, in the  
24 course of the person's business, vocation, or occupation, the person:

25 (qqqq) VIOLATES SUBSECTIONS (4) OR (8) OF SECTION 6-23-106."

26 Renumber succeeding sections accordingly.

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