

HOUSE COMMITTEE OF REFERENCE REPORT

Chair of Committee

Date

April 25, 2019

Committee on Judiciary.

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

SB19-217 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend reengrossed bill, page 4, line 15, strike "BENEFICIARY;" and
2 substitute "BENEFICIARY, INCLUDING THAT THE INJURED PARTY CAN
3 OBTAIN INFORMATION ABOUT THE PAYER OF BENEFITS' NETWORK FROM
4 THE PAYER OF BENEFITS OR THE HEALTHCARE PROVIDER;".

5 Page 5, line 7, strike "LEIN" and substitute "LIEN".

6 Page 6, line 11, after the period add "NOTHING IN THIS SECTION CHANGES
7 ANY OBLIGATION OF THE HEALTHCARE PROVIDER OR ITS AGENTS UNDER
8 THE "COLORADO MEDICAL ASSISTANCE ACT", ARTICLES 4 TO 6 OF TITLE
9 25.5.".

10 Page 7, after line 22 insert:

11 "(6) IN THE ABSENCE OF FRAUD OR MISREPRESENTATION, IF THE
12 INJURED PARTY DOES NOT RECEIVE A JUDGMENT, SETTLEMENT, OR
13 PAYMENT ON THE INJURED PARTY'S CLAIM AGAINST THIRD PARTIES OR
14 UNDER AN UNINSURED OR UNDERINSURED MOTORIST INSURANCE POLICY,
15 THE INJURED PARTY IS NOT LIABLE TO THE LIENHOLDER FOR ANY PORTION
16 OF THE HEALTHCARE PROVIDER LIEN.

17 (7) THIS SECTION DOES NOT DEEM A LIENHOLDER TO BE A REAL
18 PARTY IN INTEREST."

19 Page 8, strike lines 3 through 9.

1 Renumber succeeding subsection accordingly.

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