

**First Regular Session  
Seventy-second General Assembly  
STATE OF COLORADO**

**REREVISED**

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

LLS NO. 19-0723.01 Thomas Morris x4218

**HOUSE BILL 19-1043**

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**A BILL FOR AN ACT**

101      **CONCERNING THE ABILITY OF LIFE CARE INSTITUTIONS TO POST A**  
102      **SURETY BOND AS A FORM OF REQUIRED RESERVE.**

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**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://leg.colorado.gov>.)*

Current law requires life care institutions to maintain reserves through one or more of several options that all require liquidity. The bill allows a surety bond as a type of allowable reserve.

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

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters or bold & italic numbers indicate new material to be added to existing statute.*  
*Dashes through the words indicate deletions from existing statute.*

SENATE  
3rd Reading Unamended  
March 15, 2019

SENATE  
2nd Reading Unamended  
March 14, 2019

HOUSE  
3rd Reading Unamended  
January 31, 2019

HOUSE  
2nd Reading Unamended  
January 29, 2019

1           **SECTION 1.** In Colorado Revised Statutes, 11-49-105, **amend**  
2 (2) introductory portion; and **add** (2)(g) as follows:

3           **11-49-105. Reserve requirements.** (2) The reserves ~~shall~~ **MUST**  
4 consist OF ONE OR MORE of the following:

5           (g) A SURETY BOND IN A FORM ACCEPTABLE TO THE  
6 COMMISSIONER.

7           **SECTION 2. Act subject to petition - effective date -**  
8 **applicability.** (1) This act takes effect at 12:01 a.m. on the day following  
9 the expiration of the ninety-day period after final adjournment of the  
10 general assembly (August 2, 2019, if adjournment sine die is on May 3,  
11 2019); except that, if a referendum petition is filed pursuant to section 1  
12 (3) of article V of the state constitution against this act or an item, section,  
13 or part of this act within such period, then the act, item, section, or part  
14 will not take effect unless approved by the people at the general election  
15 to be held in November 2020 and, in such case, will take effect on the  
16 date of the official declaration of the vote thereon by the governor.

17           (2) This act applies to compliance with reserve requirements  
18 occurring on or after the applicable effective date of this act.