

**JBC STAFF FISCAL ANALYSIS
SENATE APPROPRIATIONS COMMITTEE**

CONCERNING HEALTH INSURANCE CARRIER PRICE TRANSPARENCY REQUIREMENTS.

Prime Sponsors: Sens. Fields and Jaquez Lewis
Representative Young

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Phone: 303-866-5434
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Appropriation Items of Note

Appropriation Required, Amendment in Packet

General Fund Impact

Fiscal Impact of Bill as Amended to Date

The most recent Legislative Council Staff Revised Fiscal Note (attached) reflects the fiscal impact of the bill as of 03/18/24.

XXX	No Change: Attached LCS Fiscal Note accurately reflects the fiscal impact of the bill
	Update: Fiscal impact has changed due to <i>new information or technical issues</i>
	Update: Fiscal impact has changed due to <i>amendment adopted</i> after LCS Fiscal Note was prepared
	Non-Concurrence: JBC Staff and Legislative Council Staff disagree about the fiscal impact of the bill

Amendments in This Packet for Consideration by Appropriations Committee

Amendment	Description
J.001	Staff-prepared appropriation amendment
L.007	Bill Sponsor amendment - does not change fiscal impact

Current Appropriations Clause in Bill

The bill requires but does not contain an appropriation clause.

Description of Amendments in This Packet

J.001 Staff has prepared amendment **J.001** (attached) to add a provision appropriating \$267,758 cash funds from the Division of Insurance Cash Fund to the Department of Regulatory Agencies for FY 2024-25. Of that amount, \$60,000 is further appropriated to the Office of Information Technology within the Office of the Governor. This provision also states that the appropriation is based on the assumption that the Department of Regulatory Agencies

will require an additional 1.0 FTE.

L.007 Bill Sponsor amendment **L.007** (attached) adjusts the content and timing of data that health insurance carriers must provide to the public and to the Commissioner of Insurance. Legislative Council Staff and JBC Staff agree that the amendment does not change the fiscal impact of the bill.

The Committee should adopt **J.001**, and may also adopt **L.007**.

Points to Consider

General Fund Impact

Pursuant to Section 10-3-209 (4), C.R.S., taxes on insurance premiums are credited to the Division of Insurance Cash Fund (with a maximum transfer of five percent of premium tax collections) to cover appropriations made by the General Assembly. Any increase in appropriations reduces the amount of tax revenue deposited in the General Fund, thereby reducing the amount of General Fund available for other purposes.

The bill is estimated to require an appropriation of \$267,758 cash funds from the Division of Insurance Cash Fund in FY 2024-25, which decreases to \$251,962 in FY 2025-26 and ongoing. This will reduce General Fund revenue and the amount of General Fund available for appropriation in each fiscal year by an equal amount.

The Joint Budget Committee has proposed a budget package for FY 2024-25 based on the March 2024 Office of State Planning and Budgeting (OSPB) revenue forecast. The budget package includes \$63.1 million in set-asides for legislation outside of the package. This bill reduces the General Fund available for appropriation in FY 2024-25 by \$267,758, therefore reducing the \$63.1 million set aside by the same amount.