

Second Regular Session
Seventieth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 16-0849.01 Kristen Forrestal x4217

HOUSE BILL 16-1148

HOUSE SPONSORSHIP

Sias, Primavera

SENATE SPONSORSHIP

Roberts and Kefalas,

House Committees

State, Veterans, & Military Affairs

Senate Committees

A BILL FOR AN ACT

101 CONCERNING ADDITIONAL OVERSIGHT AUTHORITY OF THE HEALTH
102 INSURANCE EXCHANGE OVERSIGHT COMMITTEE WITH REGARD
103 TO POLICIES PROPOSED BY THE HEALTH BENEFIT EXCHANGE.

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://www.leg.state.co.us/billsummaries>.)

The bill gives the health insurance exchange oversight committee (committee) oversight over rules and policies proposed by the health benefit exchange that affect bidding and awarding contracts, carrier and regulating carrier participation, regulating broker participation and compensation, interacting with other state agencies, managing and

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

compensating the assistance network, or the handling of any type of appeal. The exchange is required to hold a public meeting for a proposed rule or policy and allow for public participation and comment. A committee member may request that the exchange present a rule or policy to the committee, and the committee may repeal the rule or policy by a majority vote.

The committee has the authority to review rules and policies implemented and contracts entered into on or after January 1, 2015.

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

2 **SECTION 1.** In Colorado Revised Statutes, 10-22-106, **add** (5)
3 as follows:

4 **10-22-106. Powers and duties of the board.** (5) (a) WHEN THE
5 EXCHANGE OR THE BOARD PROPOSES A RULE OR POLICY OR A SUBSTANTIAL
6 CHANGE TO A RULE OR POLICY THAT AFFECTS BIDDING AND AWARDING
7 CONTRACTS, CARRIER AND REGULATING CARRIER PARTICIPATION,
8 REGULATING BROKER PARTICIPATION AND COMPENSATION, INTERACTING
9 WITH OTHER STATE AGENCIES, MANAGING AND COMPENSATING THE
10 ASSISTANCE NETWORK, OR THE HANDLING OF ANY TYPE OF APPEAL, THE
11 EXCHANGE SHALL:

12 (I) CONTEMPLATE THE RULE OR POLICY AT A PUBLIC MEETING AND
13 POST A PUBLIC ANNOUNCEMENT OF THE MEETING AND THE PROPOSED RULE
14 OR POLICY IN A TIMELY MANNER IN ORDER TO GIVE THE PUBLIC THE TIME
15 AND OPPORTUNITY TO PARTICIPATE IN THE MEETING AND COMMENT ON
16 THE PROPOSED RULE OR POLICY; AND

17 (II) AT THE REQUEST OF A COMMITTEE MEMBER, PRESENT A
18 PROPOSED RULE OR POLICY AND ANY OPPOSING VIEWPOINTS TO THE
19 PROPOSED RULE OR POLICY THAT WERE MADE AT THE PUBLIC MEETING AT
20 A SCHEDULED PUBLIC MEETING OF THE COMMITTEE.

21 (b) THE COMMITTEE, BY A MAJORITY VOTE, MAY REPEAL A RULE

1 OR POLICY THAT IS PRESENTED TO THE COMMITTEE.

2 (c) THE COMMITTEE MAY REVIEW AND REPEAL OR APPROVE ANY
3 RULE OR POLICY IMPLEMENTED BY THE EXCHANGE ON OR AFTER JANUARY
4 1, 2015, THAT RELATES TO THE SUBJECTS LISTED IN PARAGRAPH (a) OF
5 THIS SUBSECTION (5). THE COMMITTEE MAY REVIEW ANY CONTRACT
6 ENTERED INTO BY THE EXCHANGE ON OR AFTER JANUARY 1, 2015,
7 INCLUDING THE BIDDING PROCESS FOR THE CONTRACTS.

8 **SECTION 2. Effective date.** This act takes effect June 1, 2016.

9 **SECTION 3. Safety clause.** The general assembly hereby finds,
10 determines, and declares that this act is necessary for the immediate
11 preservation of the public peace, health, and safety.