

**Second Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO**

ENGROSSED

*This Version Includes All Amendments Adopted
on Second Reading in the House of Introduction*

LLS NO. 24-0666.01 Caroline Martin x5902

SENATE BILL 24-089

SENATE SPONSORSHIP

Rodriguez,

HOUSE SPONSORSHIP

Daugherty,

Senate Committees
Local Government & Housing

House Committees

A BILL FOR AN ACT

101 **CONCERNING THE COLORADO FIREFIGHTER HEART, CANCER, AND**
102 **BEHAVIORAL HEALTH BENEFITS TRUST.**

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>.)

The bill removes the ability of a firefighter employer to select accident insurance, self-insurance, or a self-insurance pool as options to provide statutorily required monetary benefits to a firefighter who has experienced a heart and circulatory malfunction. As a result, a firefighter employer must participate in a multiple employer health trust in order to provide such benefits.

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

SENATE
2nd Reading Unamended
February 21, 2024

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

2 **SECTION 1.** In Colorado Revised Statutes, 29-5-302, **amend** (1)
3 and (11) as follows:

4 **29-5-302. Required benefits - conditions of receiving benefits.**

5 (1) An employer shall ~~maintain accident insurance, self-insure, or~~
6 participate in a ~~self-insurance pool or~~ a multiple employer health trust in
7 order to provide the benefits specified in this section for its firefighters.
8 In addition, an employer may provide equivalent benefits for volunteer
9 firefighters.

10 (11)(a) There is hereby created in the state treasury the firefighter
11 benefits cash fund. The fund consists of ~~moneys~~ MONEY appropriated
12 from the general fund by the general assembly. The ~~moneys~~ MONEY in the
13 fund ~~are~~ IS subject to annual appropriation by the general assembly to the
14 department of local affairs for the purpose of reimbursing employers for
15 the direct costs of ~~maintaining accident insurance, self-insurance, or~~
16 participation in a ~~self-insurance pool or~~ multiple employer health trust as
17 required by this part 3.

18 (b) The department of local affairs shall reimburse employers for
19 the direct costs of ~~maintaining accident insurance, self-insurance, or~~
20 participation in a ~~self-insurance pool or~~ multiple employer health trust as
21 required by this part 3.

22 **SECTION 2.** In Colorado Revised Statutes, 29-13-102, **amend**
23 (7) as follows:

24 **29-13-102. Authority for units of local government to pool**
25 **insurance coverage.** (7) In addition to property coverage pursuant to
26 subsection (1) of this section and liability coverage pursuant to section

1 24-10-115.5, ~~C.R.S.~~, a self-insurance pool authorized by subsection (1)
2 of this section may provide workers' compensation coverage pursuant to
3 section 8-44-204. ~~C.R.S., and firefighter heart and circulatory~~
4 ~~malfunction benefits pursuant to section 29-5-302.~~

5 **SECTION 3.** In Colorado Revised Statutes, 24-10-115.5, **amend**
6 (9) as follows:

7 **24-10-115.5. Authority for public entities to pool insurance**
8 **coverage.** (9) In addition to liability coverage pursuant to subsection (1)
9 of this section and property coverage pursuant to section 29-13-102,
10 ~~C.R.S.~~, a self-insurance pool authorized by subsection (1) of this section
11 may provide workers' compensation coverage pursuant to section
12 8-44-204. ~~C.R.S., and firefighter heart and circulatory malfunction~~
13 ~~benefits pursuant to section 29-5-302, C.R.S.~~

14 **SECTION 4. Applicability.** This act applies to benefits provided
15 on or after the ninetieth day following the effective date of this act.

16 **SECTION 5. Safety clause.** The general assembly finds,
17 determines, and declares that this act is necessary for the immediate
18 preservation of the public peace, health, or safety or for appropriations for
19 the support and maintenance of the departments of the state and state
20 institutions.