

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

**REVISED**

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

LLS NO. 24-0666.01 Caroline Martin x5902

**SENATE BILL 24-089**

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**SENATE SPONSORSHIP**

**Rodriguez**, Bridges, Buckner, Coleman, Cutter, Exum, Fenberg, Fields, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Marchman, Michaelson Jenet, Mullica, Priola, Roberts, Sullivan, Winter F.

**HOUSE SPONSORSHIP**

**Daugherty and Weinberg**,

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**Senate Committees**

Local Government & Housing

**House Committees**

Health & Human Services

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**A BILL FOR AN ACT**

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

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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>.)*

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.*

HOUSE  
Amended 2nd Reading  
April 26, 2024

SENATE  
3rd Reading Unamended  
February 22, 2024

SENATE  
2nd Reading Unamended  
February 21, 2024

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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) (a) EXCEPT AS PROVIDED IN SUBSECTION (1)(b) OF THIS SECTION, an  
6 employer shall ~~maintain accident insurance, self-insure, or participate in~~  
7 a ~~self-insurance pool or a~~ multiple employer health trust in order to  
8 provide the benefits specified in this section for its firefighters. In  
9 addition, an employer may provide equivalent benefits for volunteer  
10 firefighters.

11           (b) A CITY AND COUNTY OR A MUNICIPALITY THAT, AS OF JULY  
12 2022, HAS A POPULATION OF FOUR HUNDRED THOUSAND OR MORE PEOPLE,  
13 AND AS OF APRIL 30, 2024, HAS ENACTED AN ORDINANCE TO PROVIDE THE  
14 BENEFITS SPECIFIED IN THIS SECTION FOR ITS FIREFIGHTERS NEED NOT  
15 PARTICIPATE IN A MULTIPLE EMPLOYER HEALTH TRUST AS REQUIRED BY  
16 SUBSECTION (1)(a) OF THIS SECTION SO LONG AS THE ORDINANCE REMAINS  
17 IN EFFECT.

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

26           (b) The department of local affairs shall reimburse employers for

1 the direct costs of ~~maintaining accident insurance, self-insurance, or~~  
2 participation in a ~~self-insurance pool~~ or multiple employer health trust as  
3 required by this part 3.

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

6 **29-13-102. Authority for units of local government to pool**  
7 **insurance coverage.** (7) In addition to property coverage pursuant to  
8 subsection (1) of this section and liability coverage pursuant to section  
9 24-10-115.5, ~~C.R.S.~~, a self-insurance pool authorized by subsection (1)  
10 of this section may provide workers' compensation coverage pursuant to  
11 section 8-44-204. ~~C.R.S., and firefighter heart and circulatory~~  
12 ~~malfunction benefits pursuant to section 29-5-302.~~

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

15 **24-10-115.5. Authority for public entities to pool insurance**  
16 **coverage.** (9) In addition to liability coverage pursuant to subsection (1)  
17 of this section and property coverage pursuant to section 29-13-102,  
18 ~~C.R.S.~~, a self-insurance pool authorized by subsection (1) of this section  
19 may provide workers' compensation coverage pursuant to section  
20 8-44-204. ~~C.R.S., and firefighter heart and circulatory malfunction~~  
21 ~~benefits pursuant to section 29-5-302, C.R.S.~~

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

24 **SECTION 5. Safety clause.** The general assembly finds,  
25 determines, and declares that this act is necessary for the immediate  
26 preservation of the public peace, health, or safety or for appropriations for

- 1 the support and maintenance of the departments of the state and state
- 2 institutions.