

**Sixty-Seventh Colorado General Assembly Bill Matrix – May 19, 2010**  
**Prepared for the Colorado Chiropractic Association**

<b>Bill</b>	<b>Sponsor</b>	<b>Short Title</b>	<b>Final Status</b>	<b>Description</b>
HB10-1012 CCA supported	Rep. Pace, Sen. M. Carroll	Concerning Limitations on the Use of Surveillance of Employees Who Have Submitted a Workers' Compensation Claim	Postponed Indefinitely by Senate Judiciary	Prohibits an employer or insurer from conducting surveillance of an employee who has submitted a workers' compensation claim unless there is a reasonable basis to suspect the employee has committed fraud or made a material misstatement concerning the claim; provides for expedited hearings to enjoin surveillance; requires insurer or employer to turn over all information and documents obtained in surveillance; creates \$1,000 per day penalty for violations; provides for en camera review of information gathered by whistleblowers.
HB10-1038 CCA supported	Rep. Pace, Sen. M. Carroll	Concerning a Brochure to Describe the Process for Workers' Compensation Claims	Passed House and Senate with amendments, sent to Governor for signature	Requires employer or insurer to provide a brochure to covered employees describing process for filing and receiving workers' compensation benefits; form must be approved by the director of the division of workers' compensation.
HB10-1160	Reps. Rice and Stephens, Sen. Mitchell	Concerning the Ability of Health Insurance Carriers to Offer Incentives to Participate in Wellness Programs	House concurred and repassed Senate amendments 4/28	Repeals the restriction on incentives based on outcomes and allows carriers to base the incentives or rewards on satisfaction of a standard related to a health factor if the incentive or reward under the wellness and prevention program is consistent with the nondiscrimination requirements of federal law
HB10-1168 CCA	Rep. Levy	Limiting Reimbursement to Fully Compensate Injured Parties	Signed by Governor	Reengrossed bill requires insurers to pay pro rata share of attorneys' fees when recovery is obtained through litigation; an injured person is

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supported				not required to reimburse insurer for medical benefits unless the injured person has been fully compensated; a settlement for less than policy limits is deemed fully compensated.
HB10-1216	Rep. Riesberg	Concerning the Administration of Medications by Health Care Providers	Signed by Governor	Allows pharmacists to administer vaccines off site; amended to delete sections concerning chiropractors.
HB10-1234 CCA supported	Rep. Primavera	Concerning the Fair Settlement of Claims for Benefits Under an Insurance Policy	Failed 2 <sup>nd</sup> reading in House	Establishes a finding of unreasonableness when there is a delay of denial of a claim for medical benefits based on medical appropriateness when the decision is made by someone who is not licensed in Colorado in the same field of the healing arts or specialty as the ordering provider.
HB10-1284	Rep. Massey	Concerning Regulation of Medical Marijuana	House Consideration of First Conference Committee Report result was to Reconsider 5/11	Requires all dispensaries establish non-profit status, no dispensaries within 1000 feet of a school or daycare center, extensive criminal background checks for all employees and owners, no on-site growing or consumption.
HB10-1371 CCA opposed	Rep. Frangas	Health Care Freedom Act	Postponed Indefinitely -- CCA helped convince the bill sponsor to drop the bill	Provides that a person engaging in certain healing arts and health care treatments who makes specified written disclosures to a client is not in violation of certain provisions of the professional practice acts if the person practices within the parameters set out in the bill.
HB10-1416 CCA	Rep. Riesberg	Administration of Drugs by Chiropractors	Postponed Indefinitely	Allows neuromuscular injections of certain medications by chiropractic acupuncturists.

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SB10-076 CCA supported	Sen. Carroll	Concerning Unreasonable Insurance Claims Settlement Practices (Governor Ritter and Rep. Primavera thanked the CCA for their leadership and gave the pen he signed the bill with to Dr. Schuster)	Signed by Governor 5/17	Defines as an unfair claim settlement practice and a deceptive act or practice in the business of insurance the practice of providing compensation to induce or encourage the decision to deny or delay resolution of a claim or to cancel or rescind an insurance policy.
SB10-011 CCA Supported	Sen. M. Carroll, Rep. Miklosi	Concerning Measures to Reduce Conflicts of Interest in Workers' Compensation Cases	Passed House and Senate with amendments, sent to Governor for signature 5/18	Requires a physician who has been proposed by the division of workers' compensation in the department of labor and employment to perform an IME of an injured worker to disclose any business, employment, financial, or advisory relationship with an insurer or self-insured employer if a party requests the information; gives a party to the IME process the right to obtain and review the information regarding any physicians proposed to conduct the IME prior to making a determination to eliminate one of the proposed physicians as an examiner; prohibits payments of a financial incentive by an insurer, self-insured employer, or health care provider to deny or delay a workers' compensation claim, or to deny or delay medical care or payment for medical treatment for any such claim; declares that a violation of its provisions constitutes a bad faith and an unfair or deceptive practice in the business of insurance and subjects the person committing the violation to penalties.
SB10-012 CCA supported	Sen. Tochtrop, Rep. Pace	Concerning Increased Penalties for Violations of the Workers' Compensation Laws	Passed House and Senate with	Increases penalties from \$500 to \$1000, changes the mental state from "willfully" to "knowingly" for denying workers' compensation medical

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			amendments, sent to Governor for signature 5/18	benefits, delaying payment of medical benefits for more than 30 days, or stopping payments.
SB10-013 CCA supported	Sen. Hodge, Rep. Ryden	Concerning Accountability for Workers' Compensation Insurers	Passed House and Senate with amendments, signed by Speaker of the House 5/19	Requires surveys of limited number of injured workers at the close of each claim; requires insurers to report the results of the surveys to the division and requires posting of survey results on division's web site; prohibits employer or insurer from taking disciplinary action or otherwise retaliating against an injured worker or his or her dependents for completing a survey; requires division to post on the division's web site the procedure for an injured worker to follow to file a complaint with the division regarding any issue over which the director or his or her designee has authority to pursue, settle, or enforce.
SB10-020	Sen. Boyd, Rep. Massey	Concerning Measures to Address the Financial Viability of the CoverColorado Program	Passed House and Senate with amendments, sent to Governor for signature 5/3	The bill authorizes the board of directors (board) of the CoverColorado program to establish a schedule of fees for compensating health care providers that render covered health care services to CoverColorado participants. The bill also prohibits health care providers from billing participants for costs in excess of the applicable fee on the fee schedule for services covered by the program.
<b>Other Related Bills</b>				
HB10-1004	Rep. Massey, Sen. Foster	Concerning Standardization of Health Insurance Information Provided to Consumers	Signed by Governor as amended 4/20	Requires commissioner of insurance to adopt rules establishing standard formats for policy forms and EOBs provided by health insurance carriers to consumers.

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HB10-1009 CCA supported	Rep. Miklosi, Sen. Hodge	Concerning the Board of Directors of Pinnacol Assurance	House concurred and repassed with Senate amendments 5/12	Increases board members from nine to eleven and restructures board membership, sets per diem at \$250 plus expenses.
SB10-002	Sen. Steadman and Keller, Reps. Looper and Primavera	Concerning the Denial of Benefits by Health Coverage Plans, and, in Connection Therewith, Increasing Recoveries to the Medicaid Program and Establishing a Long-Term Care Ombudsman Office	Passed House and Senate with amendments, signed by Speaker of the House 5/19	Arises from Interim Committee on the Developmental Disability Waiting List, concerns notice to designated representative of any denial of a benefit and the right to appeal the denial; directs department of health care policy and financing to provide recipients of public medical benefits with information concerning the right to appeal; establishes long-term care ombudsman.
SB10-112	Sen. Kopp and M. Carroll	Concerning Rate Setting for Workers' Compensation Insurance.	Signed by Governor	Modifies laws on rate setting for workers' compensation insurance. Employer pays deductible then entitled to offset of rate, publish rating organization information and recommendations, and requires commissioner to use a competitive bid process