

**JBC STAFF FISCAL ANALYSIS
SENATE APPROPRIATIONS COMMITTEE**

CONCERNING CREDIT FOR THE OUT-OF-POCKET EXPENSES PAID BY A COVERED PERSON WHEN A HEALTH INSURANCE CARRIER EXITS THE MARKET.

Prime Sponsors: Reps. Brown and Boesenecker
Senator Roberts

JBC Analyst: Kelly Shen
Phone: 303-866-5434
Date Prepared: April 8, 2024

Appropriation Items of Note

Appropriation Not Required, No Amendment in Packet

Fiscal Impact of Bill as Amended to Date

The most recent Legislative Council Staff Fiscal Note (attached) reflects the fiscal impact of the bill as of 02/13/24.

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

The House Health and Human Services Committee Report (02/14/24) includes amendments to the bill, however, Legislative Council Staff and JBC Staff agree that the committee amendments do not change the fiscal impact of the bill.

Amendments in This Packet for Consideration by Appropriations Committee

Amendment	Description
None.	

Current Appropriations Clause in Bill

The bill neither requires nor contains an appropriation clause for FY 2024-25.

Points to Consider

Future Fiscal Impact

Although this bill would not require a cash fund appropriation for FY 2024-25, it may require a cash

HB24-1258

JBC Staff Analysis

fund appropriation of \$31,665 from the Division of Insurance Cash Fund in FY 2025-26 and beyond, based on the assumption the Department of Regulatory Agencies will require an additional 0.3 FTE in the event that a small group carrier leaves the market.

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.

Future Budget Processes

In the event that a small group carrier leaves the market, the Department would need to utilize the supplemental budget request process in order to adjust their appropriation.