

**First Regular Session  
Seventy-fifth General Assembly  
STATE OF COLORADO**

**ENGROSSED**

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

LLS NO. 25-0417.01 Chelsea Princell x4335

**HOUSE BILL 25-1033**

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**HOUSE SPONSORSHIP**

**Lieder and Garcia Sander,**

**SENATE SPONSORSHIP**

**Weissman,**

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**House Committees**  
Health & Human Services

**Senate Committees**

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**A BILL FOR AN ACT**

101    **CONCERNING MEDICAL ASSISTANCE THIRD-PARTY LIABILITY**  
102    **PAYMENTS.**

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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 requires third-party payers to reimburse the department of health care policy and financing (state department) for health-care items and services rendered to a medicaid member regardless of whether prior authorization was obtained.

The bill requires third-party payers to respond to the state department's inquiry regarding a claim for payment no later than 60 days

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  
2nd Reading Unamended  
January 22, 2025

after receiving the state department's inquiry. The third party must respond either by paying the claim or issuing a written denial of the claim to the state department.

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

2 **SECTION 1.** In Colorado Revised Statutes, 25.5-4-209, **amend**  
3 (2)(b)(III), (2)(b)(IV) introductory portion, and (2)(b)(IV)(B); and **add**  
4 (2)(b)(V) as follows:

5 **25.5-4-209. Payments by third parties - copayments by**  
6 **members - review - appeal - children's waiting list reduction fund -**  
7 **rules.** (2) (b) A third party, as a condition of doing business in the state,  
8 shall:

9 (III) ~~Respond to any inquiry by the state~~ NO LATER THAN SIXTY  
10 DAYS FOLLOWING THE RECEIPT OF AN INQUIRY BY THE STATE DEPARTMENT  
11 regarding a claim for payment for any health-care item or service that is  
12 submitted ~~not~~ NO later than three years after the date of the provision of  
13 the health-care item or ~~service~~; and SERVICE, RESPOND BY EITHER PAYING  
14 THE CLAIM OR ISSUING A WRITTEN DENIAL TO THE STATE DEPARTMENT;

15 (IV) Agree not to deny a claim submitted by the state  
16 DEPARTMENT solely on the basis of the date of submission of the claim,  
17 the type or format of the claim form, or a failure to present proper  
18 documentation at the point of sale that is the basis of the claim, if:

19 (B) Any action by the state DEPARTMENT to enforce its rights with  
20 respect to the claim is commenced within six years after the ~~state's~~ STATE  
21 DEPARTMENT'S submission of the claim; AND

22 (V) ACCEPT THE STATE DEPARTMENT'S PAYMENT OF A CLAIM FOR  
23 A HEALTH-CARE ITEM OR SERVICE TO BE THE EQUIVALENT OF THE  
24 HEALTH-CARE PROVIDER OR THE MEMBER HAVING OBTAINED PRIOR

1 AUTHORIZATION FOR THE ITEM OR SERVICE FROM THE THIRD PARTY.

2           **SECTION 2. Safety clause.** The general assembly finds,  
3 determines, and declares that this act is necessary for the immediate  
4 preservation of the public peace, health, or safety or for appropriations for  
5 the support and maintenance of the departments of the state and state  
6 institutions.