

**Second Regular Session
Sixty-seventh General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 10-0852.01 Kristen Forrestal

HOUSE BILL 10-1228

HOUSE SPONSORSHIP

Benfield, Ferrandino, Primavera

SENATE SPONSORSHIP

Hudak,

House Committees

State, Veterans, & Military Affairs
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING THE RESPONSIBILITY OF THE STATE PERSONNEL**
102 **DIRECTOR TO REMOVE INELIGIBLE DEPENDENTS FROM GROUP**
103 **BENEFIT PLANS, AND MAKING AN APPROPRIATION THEREFOR.**

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://www.leg.state.co.us/billsummaries>.)

The bill requires the state personnel director to remove an ineligible dependent from a state group health benefit plan by the end of the month in which the dependent ceases to be eligible due to the age of the dependent. Current practice and proposed rules require the employee

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

to remove the ineligible dependent and the employee's department to verify continuing dependent eligibility.

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

2 **SECTION 1.** 24-50-608, Colorado Revised Statutes, is amended
3 BY THE ADDITION OF A NEW SUBSECTION to read:

4 **24-50-608. Dependents - eligibility - election of coverage.**

5 (4) IF A DEPENDENT IS NO LONGER ELIGIBLE FOR COVERAGE BECAUSE
6 THE DEPENDENT TURNED TWENTY-FIVE YEARS OLD, THE DIRECTOR SHALL
7 REMOVE THE DEPENDENT FROM THE GROUP BENEFIT PLAN BY THE END OF
8 THE MONTH IN WHICH THE DEPENDENT TURNED TWENTY-FIVE YEARS OLD.
9 IF THE DIRECTOR FAILS TO REMOVE THE INELIGIBLE DEPENDENT, THE
10 EMPLOYEE AND THE EMPLOYEE'S DEPARTMENT SHALL NOT BE DIRECTLY
11 FINANCIALLY LIABLE FOR THE PREMIUMS PAID FOR THE DEPENDENT
12 COVERAGE IF NO CLAIMS HAVE BEEN PAID FOR THE INELIGIBLE
13 DEPENDENT. IF THE DIRECTOR FAILS TO REMOVE THE INELIGIBLE
14 DEPENDENT AND A CLAIM HAS BEEN PAID FOR THE INELIGIBLE DEPENDENT,
15 THE EMPLOYEE AND THE EMPLOYEE'S DEPARTMENT SHALL NOT BE
16 DIRECTLY FINANCIALLY LIABLE FOR THE PAID CLAIM. THE COSTS FOR
17 PREMIUMS AND CLAIMS PAID MAY BE PAID FROM THE GROUP BENEFIT
18 PLANS RESERVE FUND ESTABLISHED IN SECTION 24-50-613.

19 **SECTION 2. Appropriation.** In addition to any other
20 appropriation, there is hereby appropriated, out of any moneys in the
21 group benefit plans reserve fund created in section 24-50-613 (1),
22 Colorado Revised Statutes, not otherwise appropriated, to the department
23 of personnel and administration, for allocation to the division of human
24 resources, employee benefits services, operating expenses, for the fiscal
25 year beginning July 1, 2010, the sum of four thousand four hundred

1 dollars (\$4,400) cash funds, or so much thereof as may be necessary, for
2 the implementation of this act.

3 **SECTION 3. Specified effective date - applicability.** This act
4 shall take effect July 1, 2010, and shall apply to group benefit plans
5 issued or renewed on or after said date.

6 **SECTION 4. Safety clause.** The general assembly hereby finds,
7 determines, and declares that this act is necessary for the immediate
8 preservation of the public peace, health, and safety.