

4270--A

2011-2012 Regular Sessions

I N S E N A T E

March 25, 2011

Introduced by Sen. GOLDEN -- read twice and ordered printed, and when printed to be committed to the Committee on Civil Service and Pensions -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the civil service law, in relation to requiring reviews of dependent eligibility provisions pertaining to dependents of enrollees in the New York state health insurance plan

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. The civil service law is amended by adding a new section
2 164-a to read as follows:
3 S 164-A. REVIEWS OF DEPENDENT ELIGIBILITY PROVISIONS. THE DEPARTMENT
4 SHALL CONDUCT ONGOING REVIEWS OF DEPENDENT ELIGIBILITY PROVISIONS FOR
5 ALL NEWLY HIRED NEW YORK STATE HEALTH INSURANCE PLAN ENROLLEE DEPEND-
6 DENTS, ENROLLEE DEPENDENTS IMPACTED BY CHANGE OF FAMILY STATUS ACTIV-
7 ITIES, AND NEW ENROLLEE DEPENDENTS ADDED DURING OPEN ENROLLMENT
8 PROCEEDINGS.
9 S 2. Subdivision 2 of section 164 of the civil service law, as added
10 by section 1 of part W of chapter 56 of the laws of 2008, is amended to
11 read as follows:
12 2. During the fiscal year two thousand eight--two thousand nine AND
13 FISCAL YEAR TWO THOUSAND ELEVEN THROUGH TWO THOUSAND TWELVE, the presi-
14 dent shall establish an amnesty period not to exceed sixty days. During
15 this amnesty period when any employee enrolled in the plan voluntarily
16 identifies any ineligible dependent:
17 (a) the termination of the ineligible dependent's coverage resulting
18 from such employee's timely compliance shall be made on a current basis;
19 (b) the plan shall not seek recovery of any claims paid based on the
20 coverage of the ineligible dependent;
21 (c) the employee shall not be entitled to any refund of premium paid
22 on behalf of any such ineligible dependent; and

EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets [] is old law to be omitted.

LBD09962-03-1

1 (d) the employee shall not be subject to any disciplinary, civil or
2 criminal action, directly as a result of the coverage of the ineligible
3 dependent.
4 S 3. This act shall take effect immediately.