

S T A T E O F N E W Y O R K

8947

I N A S S E M B L Y

(PREFILED)

January 4, 2012

Introduced by M. of A. WEPRIN -- read once and referred to the Committee
on Governmental Employees

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

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEM-
BLY, 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 DEPEN-*
6 *DENTS, ENROLLEE DEPENDENTS IMPACTED BY CHANGE OF FAMILY STATUS ACTIV-*
7 *ITIES, AND NEW ENROLLEE DEPENDENTS ADDED DURING OPEN ENROLLMENT*
8 *PROCEEDINGS THROUGH A QUALIFIED ELIGIBILITY VERIFICATION VENDOR.*
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
23 (d) the employee shall not be subject to any disciplinary, civil or
24 criminal action, directly as a result of the coverage of the ineligible
25 dependent.
26 S 3. This act shall take effect immediately.

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

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