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

4270--B

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 -- 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:

Section 1. The civil service law is amended by adding a new section 164-a to read as follows:

S 164-A. REVIEWS OF DEPENDENT ELIGIBILITY PROVISIONS. THE DEPARTMENT SHALL CONDUCT ONGOING REVIEWS OF DEPENDENT ELIGIBILITY PROVISIONS FOR ALL NEWLY HIRED NEW YORK STATE HEALTH INSURANCE PLAN ENROLLEE DEPENDENTS, ENROLLEE DEPENDENTS IMPACTED BY CHANGE OF FAMILY STATUS ACTIVITIES, AND NEW ENROLLEE DEPENDENTS ADDED DURING OPEN ENROLLMENT PROCEEDINGS THROUGH A QUALIFIED ELIGIBILITY VERIFICATION VENDOR.

S 2. Subdivision 2 of section 164 of the civil service law, as added by section 1 of part W of chapter 56 of the laws of 2008, is amended to read as follows:

2. During the fiscal year two thousand eight--two thousand nine AND FISCAL YEAR TWO THOUSAND ELEVEN THROUGH TWO THOUSAND TWELVE, the president shall establish an amnesty period not to exceed sixty days. During this amnesty period when any employee enrolled in the plan voluntarily identifies any ineligible dependent:

(a) the termination of the ineligible dependent's coverage resulting from such employee's timely compliance shall be made on a current basis;

(b) the plan shall not seek recovery of any claims paid based on the coverage of the ineligible dependent;

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

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(c) the employee shall not be entitled to any refund of premium paid on behalf of any such ineligible dependent; and

(d) the employee shall not be subject to any disciplinary, civil or criminal action, directly as a result of the coverage of the ineligible dependent.

S 3. This act shall take effect immediately.