



General Assembly

January Session, 2011

**Amendment**

LCO No. 8460

**\*HB0630808460SR0\***

Offered by:  
SEN. KELLY, 21<sup>st</sup> Dist.

To: Subst. House Bill No. 6308

File No. 868

Cal. No. 592

**"AN ACT CONCERNING HEALTHCARE REFORM."**

1 Strike lines 125 to 165, inclusive, and insert the following in lieu  
2 thereof:

3 "(2) For a nonstate public employer or a nonprofit employer that  
4 submits an application for coverage under a partnership plan, the  
5 Comptroller shall forward such application to a health care actuary not  
6 later than five business days after receiving such application. Not later  
7 than sixty days after receiving such application, such actuary shall  
8 notify the Comptroller whether, as a result of the employees included  
9 in such application or other factors, the application will shift a  
10 significant part of such employer's employees' medical risks to the  
11 partnership plan. Such actuary shall provide, in writing, to the  
12 Comptroller the specific reasons for such actuary's finding, including a  
13 summary of all information relied upon in making such a finding.

14 (A) If the Comptroller determines that, based on such finding, the  
15 application will shift a significant part of such employer's employees'

16 medical risks to the partnership plan, the Comptroller shall not  
17 provide coverage to such employer and shall provide written  
18 notification and the specific reasons for such denial to such employer  
19 and the Health Care Cost Containment Committee.

20 (B) If the Comptroller determines that, based on such finding, the  
21 application will not shift a significant part of such employer's  
22 employees' medical risks to the partnership plan, the Comptroller shall  
23 accept such application for the next open enrollment. The Comptroller  
24 shall provide written notification to such employer of such acceptance  
25 and the date on which such coverage shall begin, pending acceptance  
26 by such employer of the terms and conditions of such plan."

27 Strike lines 190 to 229, inclusive, and insert the following in lieu  
28 thereof:

29 "(b) (1) For an employer seeking coverage for such employer's  
30 retirees in accordance with this section, the Comptroller shall forward  
31 such application to a health care actuary not later than five business  
32 days after receiving such application. Not later than sixty days after  
33 receiving such application, such actuary shall notify the Comptroller  
34 whether, as a result of the retirees included in such application or other  
35 factors, the application will shift a significant part of such employer's  
36 retirees' medical risks to the partnership plan. Such actuary shall  
37 provide, in writing, to the Comptroller the specific reasons for such  
38 actuary's finding, including a summary of all information relied upon  
39 in making such a finding.

40 (2) If the Comptroller determines that, based on such finding, the  
41 application will shift a significant part of such employer's retirees'  
42 medical risks to the partnership plan, the Comptroller shall not  
43 provide coverage to such employer and shall provide written  
44 notification and the specific reasons for such denial to such employer  
45 and the Health Care Cost Containment Committee.

46 (3) If the Comptroller determines that, based on such finding, the  
47 application will not shift a significant part of such employer's retirees'

48 medical risks to the partnership plan, the Comptroller shall accept  
49 such application for the next open enrollment. The Comptroller shall  
50 provide written notification to such employer of such acceptance and  
51 the date on which such coverage shall begin, pending acceptance by  
52 such employer of the terms and conditions of such plan."