



General Assembly

February Session, 2012

**Amendment**

LCO No. 3410

**\*HB0501303410HDO\***

Offered by:

REP. MEGNA, 97<sup>th</sup> Dist.

SEN. CRISCO, 17<sup>th</sup> Dist.

To: Subst. House Bill No. 5013

File No. 5

Cal. No. 46

**"AN ACT CONCERNING THE BOARD MEMBERS OF THE  
CONNECTICUT HEALTH INSURANCE EXCHANGE."**

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- 1 In line 56, strike "of specialized"
  - 2 Strike line 57 in its entirety
  - 3 In line 58, strike "or" and strike "z"
  - 4 In line 63, bracket "appointee" and after the closing bracket, insert
  - 5 "board member"
  - 6 In line 67, before "or" insert an opening bracket and after "staff"
  - 7 insert a closing bracket
  - 8 In line 74, after "be a member" insert "of"
  - 9 In line 74, after "board" insert "of, a consultant to"
  - 10 In line 77, before "or on" insert an opening bracket

11 In line 78, after "staff" insert a closing bracket

12 In line 115, strike "effective date of this section," and insert  
13 "additional board members pursuant to subparagraph (B)(i) of  
14 subdivision (1) of subsection (b) of this section are appointed," in lieu  
15 thereof

16 In line 117, strike "the effective date" and insert "both such  
17 additional board members are appointed,"

18 In line 118, strike "of this section,"

19 In line 125, bracket "Any" and after the closing bracket, insert  
20 "Except as otherwise provided, any"

21 After the last section, add the following and renumber sections and  
22 internal references accordingly:

23 "Sec. 501. Subsection (e) of section 38a-1081 of the 2012 supplement  
24 to the general statutes is repealed and the following is substituted in  
25 lieu thereof (*Effective from passage*):

26 (e) (1) (A) No employee of the exchange shall be employed by, a  
27 consultant to, a member of the board of directors of, affiliated with or  
28 otherwise a representative of (i) an insurer, (ii) an insurance producer  
29 or broker, (iii) a health care provider, or (iv) a health care facility or  
30 health or medical clinic while serving on the staff of the exchange. For  
31 purposes of this subdivision, "health care provider" means any person  
32 that is licensed in this state, or operates or owns a facility or institution  
33 in this state, to provide health care or health care professional services  
34 in this state, or an officer, employee or agent thereof acting in the  
35 course and scope of such officer's, employee's or agent's employment.

36 (B) No employee of the exchange shall be a member of, a member of  
37 the board of, a consultant to or an employee of a trade association of  
38 [(A)] (i) insurers, [(B)] (ii) insurance producers or brokers, [(C)] (iii)  
39 health care providers, or [(D)] (iv) health care facilities or health or  
40 medical clinics while serving [on the board or] on the staff of the

41 exchange.

42 [(2)] (C) No employee of the exchange shall be a health care  
43 provider unless [(A)] (i) (I) such employee receives no compensation  
44 for rendering services as a health care provider, or [(ii)] (II) the chief  
45 executive officer approves the hiring of such provider as an employee  
46 on the basis that such provider fills an area of need of expertise for the  
47 exchange, and [(B)] (ii) such employee does not have an ownership  
48 interest in a professional health care practice.

49 [(3)] (2) No employee of the exchange shall, for one year after  
50 terminating employment with the exchange, accept employment with  
51 any health carrier that offers a qualified health benefit plan through  
52 the exchange.

53 [(4)] (3) Any employee of the exchange whose primary purpose is to  
54 assist individuals or small employers in selecting health insurance  
55 plans offered on the exchange to purchase shall be licensed as an  
56 insurance producer under chapter 701a not later than eighteen months  
57 after such employee begins employment with the exchange.

58 Sec. 502. (*Effective July 1, 2012*) (a) If the chief executive officer of the  
59 Connecticut Health Insurance Exchange, established pursuant to  
60 section 38a-1081 of the general statutes, as amended by this act,  
61 determines that the current expenses of said exchange exceed the  
62 amount of cash available to said exchange and an advance of funds  
63 from federal grants awarded to the exchange is unavailable, the chief  
64 executive officer may make a written request for approval from the  
65 Secretary of the Office of Policy and Management for an advance, not  
66 to exceed five million dollars, from the General Fund to pay such  
67 expenses.

68 (b) If said secretary approves the request, the Office of Policy and  
69 Management shall notify the Treasurer and the Comptroller of the  
70 advance amount approved and the Comptroller shall draw a warrant  
71 for disbursement of the advance amount approved. Said secretary  
72 shall not approve any advances pursuant to this section (1) until all

73 prior advances have been repaid, (2) if sufficient federal grant award  
74 funds to repay an advance are unavailable, and (3) after December 31,  
75 2014.

76 (c) Said exchange shall process draw-downs of federal grant funds  
77 awarded to the exchange as soon as is practicable and shall repay to  
78 the Comptroller the amount advanced not later than seven business  
79 days after the exchange receives such advance. Said exchange and the  
80 Office of Policy and Management shall provide reports regarding any  
81 advances approved as required by the Comptroller."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	<i>from passage</i>	38a-1081(e)
Sec. 502	<i>July 1, 2012</i>	New section