

**Second Regular Session  
Sixty-seventh General Assembly  
STATE OF COLORADO**

**REVISED**

*This Version Includes All Amendments Adopted  
on Second Reading in the Second House*

LLS NO. 10-0852.01 Kristen Forrestal

**HOUSE BILL 10-1228**

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**HOUSE SPONSORSHIP**

**Benfield,** Ferrandino, Primavera

**SENATE SPONSORSHIP**

**Hudak,** Romer

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**House Committees**

State, Veterans, & Military Affairs  
Appropriations

**Senate Committees**

Health and Human Services  
Appropriations

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**A BILL FOR AN ACT**

101 **CONCERNING THE RESPONSIBILITY OF THE STATE PERSONNEL**  
102 **DIRECTOR TO REMOVE INELIGIBLE DEPENDENTS FROM GROUP**  
103 **BENEFIT PLANS, AND MAKING AN APPROPRIATION THEREFOR.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)*

The bill requires the state personnel director to remove an ineligible dependent from a state group health benefit plan by the end of the month in which the dependent ceases to be eligible due to the age of the dependent. Current practice and proposed rules require the employee

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.*

SENATE  
2nd Reading Unam ended  
April 27, 2010

HOUSE  
3rd Reading Unam ended  
March 15, 2010

HOUSE  
Am ended 2nd Reading  
March 12, 2010

to remove the ineligible dependent and the employee's department to verify continuing dependent eligibility.

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1 *Be it enacted by the General Assembly of the State of Colorado:*

2           **SECTION 1.** 24-50-608, Colorado Revised Statutes, is amended  
3 BY THE ADDITION OF A NEW SUBSECTION to read:

4           **24-50-608. Dependents - eligibility - election of coverage.**

5 (4) IF A DEPENDENT IS NO LONGER ELIGIBLE FOR COVERAGE BECAUSE  
6 THE DEPENDENT TURNED TWENTY-FIVE YEARS OLD, THE DIRECTOR SHALL  
7 REMOVE THE DEPENDENT FROM THE GROUP BENEFIT PLAN BY THE END OF  
8 THE MONTH IN WHICH THE DEPENDENT TURNED TWENTY-FIVE YEARS OLD.  
9 IF THE DIRECTOR FAILS TO REMOVE THE INELIGIBLE DEPENDENT, THE  
10 EMPLOYEE AND THE EMPLOYEE'S DEPARTMENT SHALL NOT BE DIRECTLY  
11 FINANCIALLY LIABLE FOR THE PREMIUMS PAID FOR THE DEPENDENT  
12 COVERAGE IF NO CLAIMS HAVE BEEN PAID FOR THE INELIGIBLE  
13 DEPENDENT. IF THE DIRECTOR FAILS TO REMOVE THE INELIGIBLE  
14 DEPENDENT AND A CLAIM HAS BEEN PAID FOR THE INELIGIBLE DEPENDENT,  
15 THE EMPLOYEE AND THE EMPLOYEE'S DEPARTMENT SHALL NOT BE  
16 DIRECTLY FINANCIALLY LIABLE FOR THE PAID CLAIM. THE COSTS FOR  
17 PREMIUMS AND CLAIMS PAID MAY BE PAID FROM THE GROUP BENEFIT  
18 PLANS RESERVE FUND ESTABLISHED IN SECTION 24-50-613.

19           **SECTION 2. Appropriation.** In addition to any other  
20 appropriation, there is hereby appropriated, out of any moneys in the  
21 group benefit plans reserve fund created in section 24-50-613 (1),  
22 Colorado Revised Statutes, not otherwise appropriated, to the department  
23 of personnel and administration, for allocation to the division of human  
24 resources, employee benefits services, operating expenses, for the fiscal  
25 year beginning July 1, 2010, the sum of four thousand four hundred

1 dollars (\$4,400) cash funds, or so much thereof as may be necessary, for  
2 the implementation of this act.

3 **SECTION 3. Specified effective date - applicability.** This act  
4 shall take effect July 1, 2010, and shall apply to group benefit plans  
5 issued or renewed on or after said date.

6 **SECTION 4. Safety clause.** The general assembly hereby finds,  
7 determines, and declares that this act is necessary for the immediate  
8 preservation of the public peace, health, and safety.