

HOUSE No. 2573

The Commonwealth of Massachusetts

PRESENTED BY:

Peter Capano

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to GIC composition and transparency.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Peter Capano</i>	<i>11th Essex</i>	<i>1/28/2021</i>
<i>Timothy R. Whelan</i>	<i>1st Barnstable</i>	<i>2/2/2021</i>
<i>David Henry Argosky LeBoeuf</i>	<i>17th Worcester</i>	<i>2/8/2021</i>
<i>Tram T. Nguyen</i>	<i>18th Essex</i>	<i>2/19/2021</i>
<i>Tami L. Gouveia</i>	<i>14th Middlesex</i>	<i>2/22/2021</i>
<i>Brendan P. Crighton</i>	<i>Third Essex</i>	<i>2/24/2021</i>
<i>Christopher Hendricks</i>	<i>11th Bristol</i>	<i>2/25/2021</i>
<i>David Allen Robertson</i>	<i>19th Middlesex</i>	<i>2/25/2021</i>
<i>Kate Lipper-Garabedian</i>	<i>32nd Middlesex</i>	<i>2/26/2021</i>
<i>James J. O'Day</i>	<i>14th Worcester</i>	<i>2/26/2021</i>
<i>Brian M. Ashe</i>	<i>2nd Hampden</i>	<i>2/26/2021</i>
<i>Diana DiZoglio</i>	<i>First Essex</i>	<i>2/26/2021</i>
<i>Antonio F. D. Cabral</i>	<i>13th Bristol</i>	<i>2/26/2021</i>
<i>Jessica Ann Giannino</i>	<i>16th Suffolk</i>	<i>2/26/2021</i>
<i>Daniel Cahill</i>	<i>10th Essex</i>	<i>3/5/2021</i>
<i>Tackey Chan</i>	<i>2nd Norfolk</i>	<i>3/4/2021</i>
<i>Adam J. Scanlon</i>	<i>14th Bristol</i>	<i>3/15/2021</i>
<i>Maria Duaiame Robinson</i>	<i>6th Middlesex</i>	<i>4/1/2021</i>

HOUSE No. 2573

By Mr. Capano of Lynn, a petition (accompanied by bill, House, No. 2573) of Peter Capano and others relative to the Group Insurance Commission. Public Service.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 2179 OF 2019-2020.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Second General Court
(2021-2022)**

An Act relative to GIC composition and transparency.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 32A of the General Laws is hereby amended by striking out section 3, as
2 appearing in the 2016 Official Edition, and inserting in place thereof the following section:-

3 Section 3. There shall be within the executive office for administration and finance, but
4 not under its jurisdiction, a special unpaid commission to be known as the group insurance
5 commission. The group insurance commission shall consist of: the secretary of administration
6 and finance; the commissioner of insurance; and 13 members. 1 of whom shall be appointed by
7 the president of the Retired State, County & Municipal Employees Association of Massachusetts,
8 1 of whom shall be appointed by the executive director of AFSCME Council 93, 1 of whom
9 shall be appointed by the president of the Massachusetts State Employees Association, National
10 Association of Government Employees, 1 of whom shall be appointed by the president of Local

11 5000 SEIU/Trial Court or a designee, 1 of whom shall be appointed by the president of the
12 Service Employees International Union, Local 509, 1 of whom shall be appointed by the
13 president of the Massachusetts Organization of State Engineers and Scientists, 1 of whom shall
14 be a management representative who shall be appointed from a list of 3 representatives
15 nominated by the Massachusetts Municipal Association, 1 of whom shall be the president of the
16 teachers' union with the greatest amount of active and retired members enrolled in commission
17 health plans or a designee, and 5 of whom shall be appointed by the governor including at least 1
18 health economist and 2 private citizens with experience in the field of health care policy. In
19 addition, upon the transfer of 45,000 subscribers from municipal governmental units to the group
20 insurance commission pursuant to section 19 of chapter 32B, there shall be 1 additional
21 management representative to be appointed by the governor from a list of 3 representatives who
22 shall be nominated by the Massachusetts Municipal Association, and 1 additional labor
23 representative of municipal public safety employees designated by the president of the
24 Massachusetts chapter of the AFL/CIO.

25 Whenever an organization nominates a list of representatives for appointment by the
26 governor under this section, the organization may nominate additional candidates if the governor
27 declines to appoint any of those originally nominated. Not more than 55 per cent of the
28 appointed members of the commission shall be members of the same political party. No member
29 appointed by the governor shall be an insurance agent, broker, employee or officer of an
30 insurance company. Upon the expiration of the term of office of an appointed member, that
31 member's successor shall be appointed in the same manner for a term of 3 years. The commission
32 shall be provided with suitable offices and may, subject to appropriation, incur expenses and
33 appoint an executive director who shall be the executive and administrative head of the

34 commission and who shall not be subject to chapter 31. The commission may authorize the
35 executive director to appoint such employees as may be necessary to administer this chapter.
36 There shall be paid by the commonwealth to each appointive member of the commission the
37 necessary expenses actually incurred in the discharge of their official duties.

38 The commission shall adopt such reasonable rules and regulations as may be necessary
39 for the administration of this chapter and shall make an annual report to the governor and to the
40 general court which shall include any modifications or amendments made to contracts executed
41 under this chapter. GIC personnel will provide the Commissioners with all relevant information
42 and materials enabling each commissioner to make an informed decision and vote on the
43 recommendation. Relevant information shall include, but not be limited to, medical, behavioral
44 health, and pharmacy management recommendations. Such information will be provided to each
45 commissioner at the meeting of the commissioners prior to the meeting at which the vote is
46 scheduled, but in no event shall be less than 21 days.

47 The commission shall be required to hold at least 2 public hearings annually pursuant to
48 sections 19 to 25, inclusive, of Chapter 30A of the General Laws prior to changing the
49 requirements for co-payments, deductibles or other benefits; provided further, that notice of said
50 public hearing and an agenda shall be posted at least five business days prior to the hearing. The
51 public hearing requirement can be waived with a unanimous vote of the commission. The rules
52 and regulations shall be in a form that enables employees to understand the benefits available
53 from the insurance program, including the costs thereof.