

SECOND REGULAR SESSION

# SENATE BILL NO. 894

95TH GENERAL ASSEMBLY

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INTRODUCED BY SENATORS DEMPSEY AND CROWELL.

Read 1st time February 4, 2010, and ordered printed.

TERRY L. SPIELER, Secretary.

4894S.011

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## AN ACT

To repeal section 103.089, RSMo, and to enact in lieu thereof one new section relating to health coverage benefits to Medicare eligible participants in the state employee health insurance program.

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*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Section 103.089, RSMo, is repealed and one new section  
2 enacted in lieu thereof, to be known as section 103.089, to read as follows:

103.089. Participants in the program of medical benefits coverage  
2 provided by sections 103.003 to 103.175 who are eligible for Medicare benefits and  
3 who are not eligible for the program of medical benefits coverage provided under  
4 sections 103.083 to 103.098 to be their primary plan of coverage benefits shall be  
5 [provided the same benefits] **offered actuarially equivalent benefit**  
6 **products** provided participants who are not eligible for Medicare  
7 benefits. Medical benefits coverage provided under sections 103.003 to 103.175  
8 shall be coordinated with Medicare benefits for participants covered by part A or  
9 part B, or both, of Medicare benefits, or reduced by an amount determined by the  
10 claims administrator to provide a benefit equivalent to the amount which would  
11 be provided on a coordination of benefit basis for participants not covered by part  
12 A or part B, or both, of Medicare benefits. As used in sections 103.083 to 103.098,  
13 the term "Medicare benefits" shall include those medical benefits provided by  
14 Title XVIII, A and B, Public Law 89-97, 1965 amendments to the federal Social  
15 Security Act (42 U.S.C. section 301, et seq.) and amendments thereto. Any  
16 participating member agency having employees or eligible retirees not covered by  
17 Medicare shall authorize the plan at its option to enroll those individuals for  
18 medical benefits as provided by Title XVIII, A and B, Public Law 89-97, 1965

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

19 amendments to the federal Social Security Act whenever they become eligible for  
20 such benefits and the plan shall pay the premium for such enrollment on behalf  
21 of that person. The Medicare premium amounts shall be included in the rate  
22 established by the actuary for providing medical benefits coverage to such a  
23 participating member agency. Anyone not authorizing this Medicare enrollment  
24 shall be denied coverage.

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