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Be it enacted by the Legislature of the state of Utah:

Section 1. Section **53A-3-430** is enacted to read:

53A-3-430. Health care benefits for school district employees -- Competitive bids.

(1) For purposes of this section:

(a) "Health care benefit":

(i) is as defined in Section 31A-1-301; and

(ii) includes:

(A) dental and vision benefits; and

(B) a plan offered to a local school district under Title 49, Chapter 20, Public

Employees' Benefit and Insurance Program Act.

(b) "Insurer" includes:

(i) an insurer regulated under Title 31A, Insurance Code;

(ii) a plan offered under Title 49, Chapter 20, Public Employees' Benefit and Insurance

Program Act; and

(iii) a third party administrator as defined in Section 31A-1-301.

(2) (a) A local school board may provide health care benefits to its employees.

(b) A local school board may contract and cooperate with other local school boards to provide health care benefits to its employees.

(3) (a) A local school board that provides health care benefits to its employees, or a group of local school boards joining together to provide health care benefits to its employees, shall, in accordance with Subsection (4), issue a request for proposal and seek competitive bids for the health care benefits offered to employees in the 2012-2013 school year.

(b) A local school board that awards a contract for health care benefits for its employees after issuing a request for proposal under Subsection (3)(a), shall every three years thereafter, seek competitive bids for the contract for health care benefits in accordance with Subsection (4).

(4) A request for proposals under Subsection (3) shall:

(a) solicit bids from at least two different insurers; and

(b) retain the services of at least two producers who are:

(i) each licensed under Title 31A, Chapter 23a, Insurance Marketing - Licensing

59 Producers, Consultants, and Reinsurance Intermediaries; and
60 (ii) not affiliated with the same agency license issued under Title 31A, Chapter 23a,
61 Insurance Marketing - Licensing Producers, Consultants, and Reinsurance Intermediaries.

Legislative Review Note
as of 9-7-11 1:20 PM

Office of Legislative Research and General Counsel