

1 **AMENDMENTS TO PUBLIC EMPLOYEE HEALTH CARE**

2 2012 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Brian Doughty**

5 Senate Sponsor: _____

6

LONG TITLE

7 **General Description:**

8 This bill amends the Public Employees' Benefit and Insurance Program Act.

9 **Highlighted Provisions:**

10 This bill:

11 ▶ creates a definition for a dependent eligible for coverage under the Public
12 Employees' Benefit and Insurance Program Act; and

13 ▶ defines "directly dependent upon" or "interdependent with" for purposes of an
14 unmarried employee's adult designee.

15 **Money Appropriated in this Bill:**

16 None

17 **Other Special Clauses:**

18 None

19 **Utah Code Sections Affected:**

20 AMENDS:

21 **49-20-102**, as renumbered and amended by Laws of Utah 2002, Chapter 250

22

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

23 Section 1. Section **49-20-102** is amended to read:

24 **49-20-102. Definitions.**

25 As used in this chapter:



28 (1) "Covered employer" means an employer that offers employee benefit plans under
29 this chapter to its employees and their dependents.

30 (2) "Covered individual" means an employee and the employee's dependents eligible
31 for coverage under this chapter.

32 (3) "Dependent" shall:

33 (a) be defined by rule adopted by the board; and

34 (b) for state employees, include an unmarried employee's adult designee who:

35 (i) is at least 18 years of age;

36 (ii) is directly dependent upon, or interdependent with the employee; and

37 (iii) resided in the same domicile as the employee for at least the last 12 months and

38 intends to continue to reside with the employee.

39 (4) "Directly dependent upon" or "interdependent with" means an employee and adult
40 designee who share common financial obligations as documented through any three of the
41 following five documents:

42 (a) a joint loan obligation, mortgage, lease, or joint ownership of:

43 (i) a vehicle;

44 (ii) real estate; or

45 (iii) a residence;

46 (b) any of the following documents in which the adult designee is named a beneficiary,
47 executor, or successor trustee:

48 (i) a life insurance policy;

49 (ii) a retirement benefit account;

50 (iii) a will; or

51 (iv) a trust;

52 (c) a power of attorney for the purpose of healthcare decisions, or financial
53 management:

54 (i) granted mutually between the employee and the adult designee; or

55 (ii) granted to the state employee by the adult designee;

56 (d) proof that the adult designee or the employee is authorized to sign for purposes of
57 the other's bank or credit account; or

58 (e) proof of a joint bank or credit account.

59 [~~(3)~~] (5) "Employee Benefit Plans" means any group health, dental, medical, disability,
60 life insurance, medicare supplement, conversion coverage, cafeteria, flex plans, or other
61 program for covered individuals administered by the Public Employees' Benefit and Insurance
62 Program.

63 [~~(4)~~] (6) "Employer" means the state, its political subdivisions, and educational
64 institutions.

65 [~~(5)~~] (7) "Program" means the Public Employees' Benefit and Insurance Program.

Legislative Review Note
as of 12-2-11 1:21 PM

Office of Legislative Research and General Counsel