

1-1 By: Uresti (Senate Sponsor - Madla) H.B. No. 407
1-2 (In the Senate - Received from the House May 16, 2005;
1-3 May 17, 2005, read first time and referred to Committee on
1-4 Education; May 20, 2005, reported favorably by the following vote:
1-5 Yeas 6, Nays 0; May 20, 2005, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to coverage for school district employees under certain
1-9 health benefit plans.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Subchapter A, Chapter 1501, Insurance Code, as
1-12 effective April 1, 2005, is amended by adding Section 1501.0095 to
1-13 read as follows:

1-14 Sec. 1501.0095. SCHOOL DISTRICT EMPLOYEE ELECTION. (a)
1-15 Notwithstanding any other provision of this chapter, a school
1-16 district employee who is eligible for coverage under a large or
1-17 small employer health benefit plan providing coverage to the school
1-18 district's employees and who is the spouse of another school
1-19 district employee covered under the plan may elect whether to be
1-20 treated under the plan as:

1-21 (1) an employee; or

1-22 (2) the dependent of the other employee.

1-23 (b) The commissioner shall adopt rules under Section
1-24 1501.010 governing the manner in which an election under this
1-25 section must be made.

1-26 SECTION 2. The change in law made by this Act applies
1-27 beginning with the 2005-2006 school year.

1-28 SECTION 3. This Act takes effect April 1, 2005, if it
1-29 receives a vote of two-thirds of all the members elected to each
1-30 house, as provided by Section 39, Article III, Texas Constitution.
1-31 If this Act does not receive the vote necessary for effect on that
1-32 date, this Act takes effect September 1, 2005.

1-33 * * * * *