

By: Thompson

H.B. No. 2755

A BILL TO BE ENTITLED

1 AN ACT

2 relating to who is a dependent for the purposes of the Texas  
3 Employees Group Benefits Act.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 1551.004(a), Insurance Code, is amended  
6 to read as follows:

7 (a) In this chapter, "dependent" with respect to an  
8 individual eligible to participate in the group benefits program  
9 under Section 1551.101 or 1551.102 means the individual's:

10 (1) spouse;

11 (2) unmarried child younger than 25 years of age;

12 (3) child of any age who the board of trustees  
13 determines lives with or has the child's care provided by the  
14 individual on a regular basis if:

15 (A) the child is mentally retarded or physically  
16 incapacitated to the extent that the child is dependent on the  
17 individual for care or support, as determined by the board of  
18 trustees;

19 (B) the child's coverage under this chapter has  
20 not lapsed; and

21 (C) the child is at least 25 years old and was  
22 enrolled as a participant in the health benefits coverage under the  
23 group benefits program on the date of the child's 25th birthday;

24 [~~and~~]

1           (4) child of any age who is unmarried, for purposes of  
2 health benefit coverage under this chapter, on expiration of the  
3 child's continuation coverage under the Consolidated Omnibus  
4 Budget Reconciliation Act of 1985 (Pub. L. No. 99-272) and its  
5 subsequent amendments; and

6           (5) parent who:

7                   (A) is at least 62 years of age;

8                   (B) lives with the individual on a regular basis;

9 and

10                   (C) is not eligible for Medicaid or any group  
11 health benefit plan, other than the Texas Health Insurance Risk  
12 Pool, regardless of the parent's eligibility for social security  
13 benefits.

14           SECTION 2. This Act takes effect September 1, 2007.