

Amend CSSB 1664 (senate committee printing) as follows:

(1) In the recital to SECTION 16 of the bill (page 5, line 66), strike "Section 1551.3076" and substitute "Sections 1551.3076 and 1551.3077".

(2) In SECTION 16 of the bill, after added Section 1551.3076, Insurance Code (page 6, between lines 6 and 7), insert:

Sec. 1551.3077. PREMIUM DIFFERENTIAL BASED ON BODY MASS INDEX. (a) The board of trustees shall assess each participant in a health benefit plan provided under the group benefits program who has a body mass index of 30 or greater a premium differential to be paid in monthly installments. Except as provided by Subsection (b), the board of trustees shall determine the amount of the monthly installments of the premium differential.

(b) If the General Appropriations Act for a state fiscal biennium sets the amount of the monthly installments of the premium differential established under Subsection (a) for that biennium, the board of trustees shall assess the premium differential during that biennium in the amount prescribed by the General Appropriations Act.

(3) In SECTION 17 of the bill, strike amended Section 1551.314, Insurance Code (page 6, lines 9-18), and substitute:

Sec. 1551.314. CERTAIN STATE CONTRIBUTIONS PROHIBITED. A state contribution may not be:

(1) made for coverages under this chapter selected by an individual who receives a state contribution~~[, other than as a spouse, dependent, or beneficiary,]~~ for coverages under a group benefits program provided by another state health plan or by an institution of higher education, as defined by Section 61.003, Education Code; or

(2) made for or used to pay:

(A) a tobacco user premium differential assessed under Section 1551.3075; or

(B) a premium differential based on body mass index assessed under Section 1551.3077.

(4) In SECTION 20 of the bill, in the transition provision (page 6, line 42), between "Section 1551.3075, Insurance Code, as added by this Act," and "not", insert "and the premium differential

based on body mass index required under Section 1551.3077,
Insurance Code, as added by this Act,".