

1-1 By: Cook (Senate Sponsor - Nichols) H.B. No. 755
1-2 (In the Senate - Received from the House April 7, 2011;
1-3 April 20, 2011, read first time and referred to Committee on State
1-4 Affairs; May 6, 2011, reported favorably by the following vote:
1-5 Yeas 9, Nays 0; May 6, 2011, sent to printer.)

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

1-8 relating to eligibility of certain dependents for coverage under
1-9 the state employee group benefits program.

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

1-11 SECTION 1. Section 1551.004(a), Insurance Code, is amended
1-12 to read as follows:

1-13 (a) In this chapter, "dependent" with respect to an
1-14 individual eligible to participate in the group benefits program
1-15 under Section 1551.101 or 1551.102 means the individual's:

1-16 (1) spouse;

1-17 (2) unmarried child younger than 25 years of age;

1-18 (3) child of any age who the board of trustees
1-19 determines lives with or has the child's care provided by the
1-20 individual on a regular basis if:

1-21 (A) the child is mentally retarded or physically
1-22 incapacitated to the extent that the child is dependent on the
1-23 individual for care or support, as determined by the board of
1-24 trustees;

1-25 (B) the child's coverage under this chapter has
1-26 not lapsed; and

1-27 (C) the child is at least 25 years old and:

1-28 (i) was enrolled as a participant in the
1-29 health benefits coverage under the group benefits program on the
1-30 date of the child's 25th birthday; or

1-31 (ii) on the date the individual became
1-32 eligible to participate in the group benefits program, was enrolled
1-33 as the individual's dependent in health benefits coverage under
1-34 Chapter 1575, 1579, or 1601 or in continuation of that dependent
1-35 coverage under the Consolidated Omnibus Budget Reconciliation Act
1-36 of 1985 (Pub. L. No. 99-272) and its subsequent amendments;

1-37 (4) child of any age who is unmarried, for purposes of
1-38 health benefit coverage under this chapter, on expiration of the
1-39 child's continuation coverage under the Consolidated Omnibus
1-40 Budget Reconciliation Act of 1985 (Pub. L. No. 99-272) and its
1-41 subsequent amendments; and

1-42 (5) ward, as that term is defined by Section 601, Texas
1-43 Probate Code.

1-44 SECTION 2. This Act takes effect September 1, 2011.

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