

## CHAPTER 298

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**GOVERNMENT - STATE**

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**HOUSE BILL 10-1228**

BY REPRESENTATIVE(S) Benefield, Ferrandino, Primavera, Todd;  
also SENATOR(S) Hudak, Newell.

**AN ACT**

**CONCERNING THE RESPONSIBILITY OF THE STATE PERSONNEL DIRECTOR TO REMOVE INELIGIBLE DEPENDENTS FROM GROUP BENEFIT PLANS, AND MAKING AN APPROPRIATION THEREFOR.**

*Be it enacted by the General Assembly of the State of Colorado:*

**SECTION 1.** 24-50-608, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

**24-50-608. Dependents - eligibility - election of coverage.** (4) IF A DEPENDENT IS NO LONGER ELIGIBLE FOR COVERAGE BECAUSE THE DEPENDENT TURNED TWENTY-FIVE YEARS OLD, THE DIRECTOR SHALL REMOVE THE DEPENDENT FROM THE GROUP BENEFIT PLAN BY THE END OF THE MONTH IN WHICH THE DEPENDENT TURNED TWENTY-FIVE YEARS OLD. IF THE DIRECTOR FAILS TO REMOVE THE INELIGIBLE DEPENDENT, THE EMPLOYEE AND THE EMPLOYEE'S DEPARTMENT SHALL NOT BE DIRECTLY FINANCIALLY LIABLE FOR THE PREMIUMS PAID FOR THE DEPENDENT COVERAGE IF NO CLAIMS HAVE BEEN PAID FOR THE INELIGIBLE DEPENDENT. IF THE DIRECTOR FAILS TO REMOVE THE INELIGIBLE DEPENDENT AND A CLAIM HAS BEEN PAID FOR THE INELIGIBLE DEPENDENT, THE EMPLOYEE AND THE EMPLOYEE'S DEPARTMENT SHALL NOT BE DIRECTLY FINANCIALLY LIABLE FOR THE PAID CLAIM. THE COSTS FOR PREMIUMS AND CLAIMS PAID MAY BE PAID FROM THE GROUP BENEFIT PLANS RESERVE FUND ESTABLISHED IN SECTION 24-50-613.

**SECTION 2. Appropriation.** In addition to any other appropriation, there is hereby appropriated, out of any moneys in the group benefit plans reserve fund created in section 24-50-613 (1), Colorado Revised Statutes, not otherwise appropriated, to the department of personnel and administration, for allocation to the division of human resources, employee benefits services, operating expenses, for the fiscal year beginning July 1, 2010, the sum of four thousand four hundred dollars (\$4,400) cash funds, or so much thereof as may be necessary, for the

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*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

implementation of this act.

**SECTION 3. Specified effective date - applicability.** This act shall take effect July 1, 2010, and shall apply to group benefit plans issued or renewed on or after said date.

**SECTION 4. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: May 26, 2010