

Representative Steven R. Mascaro proposes the following substitute bill:

UTAH SMALL BUSINESS HEALTH PLAN

2006 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Steven R. Mascaro

Senate Sponsor: _____

Cosponsor: Fred R. Hunsaker

LONG TITLE

General Description:

This bill creates the Utah Small Business Health Plan Advisory Council to study issues and make recommendation concerning the creation of a Utah Small Business Health Plan to insure small businesses.

Highlighted Provisions:

This bill:

- ▶ provides definitions; and
- ▶ creates a Utah Small Business Health Plan Advisory Council, including its membership, cochairs, duties, and required report.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

31A-30-115, Utah Code Annotated 1953



26 *Be it enacted by the Legislature of the state of Utah:*

27 Section 1. Section **31A-30-115** is enacted to read:

28 **31A-30-115. Utah Small Business Health Plan Advisory Council -- Membership --**
29 **Cochairs -- Duties -- Report.**

30 (1) As used in this section:

31 (a) "Small business" means an employer that has between two and 50 employees and
32 their immediate families; and

33 (b) "Small business" does not include:

34 (i) an aggregate employer or majority ownership employer with greater than 50 total
35 employees; and

36 (ii) a business created for the purpose of obtaining small business insurance.

37 (2) (a) There is created a Utah Small Business Health Plan Advisory Council
38 consisting of ~~15~~ 11 ~~members.~~

39 (b) The term of each appointment shall be three years.

40 (c) The appointments shall be staggered at one-year intervals to ensure continuity of
41 the council.

42 (3) The council shall meet as needed to carry out its duties, but at least quarterly.

43 (4) The membership of the council shall include the following membership:

44 (a) the governor shall appoint one cochair for the council who shall have a small
45 business background;

46 (b) the governor shall appoint one cochair for the council who shall be an executive of
47 a Utah domiciled private health insurance company;

48 (c) the cochaurs of the council shall appoint three members who shall respectively
49 represent small business, one of which shall be an employee of a small business;

50 (d) the cochaurs of the council shall appoint two members who shall respectively
51 represent the insurance industry;

52 (e) Utah's insurance commissioner or the commissioner's designee;

53 (f) the executive director of the Department of Health or the director's designee;

54 (g) the director of the Governor's Office of Economic Development or the director's
55 designee; ~~15~~ and ~~11~~

56 (h) the executive director of the Public Employees' Benefit and Insurance Program or

57 the executive director's designee ~~H→~~ [;

58 ~~—— (i) two senators, one from each political party, appointed by the President of the~~
59 ~~Senate; and~~

60 ~~—— (j) two representatives, one from each political party, appointed by the Speaker of the~~
61 ~~House;] . ←H~~

62 (5) (a) (i) Council members who are not government employees may not receive
63 compensation or benefits for their services, but may receive per diem and expenses incurred in
64 the performance of the member's official duties at the rates established by the Division of
65 Finance under Sections 63A-3-106 and 63A-3-107.

66 (ii) Council members may decline to receive per diem and expenses for their service.

67 (b) (i) State government officer and employee members who do not receive salary, per
68 diem, or expenses from their agency for their service may receive per diem and expenses
69 incurred in the performance of their official duties from the council at the rates established by
70 the Division of Finance under Sections 63A-3-106 and 63A-3-107.

71 (ii) State government officer and employee members may decline to receive per diem
72 and expenses for their service.

73 ~~H→ [(c) A legislator on the council shall receive compensation and expenses as provided by~~
74 ~~law and legislative rule;] ←H~~

75 (6) (a) A majority of the members of the council constitute a quorum.

76 (b) The action of a majority of a quorum constitutes the action of the council.

77 (7) (a) The council shall study issues and make recommendation concerning:

78 (i) the creation of a Utah Small Business Health Plan to insure small businesses;

79 (ii) benefits design;

80 (iii) eligibility criteria;

81 (iv) outreach;

82 (v) evaluation;

83 (vi) special strategies for under-served populations;

84 (vii) funding and potential reserve requirements; and

85 (ix) other plan benefit recommendations as determined by the council.

86 (b) The council shall deliver an actuarially sound plan proposal to the Business and
87 Labor Standing Committees in the 2007 General Session.

Fiscal Note
Bill Number HB0122S02

Utah Small Business Health Plan

14-Feb-06

10:51 AM

AMENDED BILL

State Impact

No fiscal impact. Council members may receive per diem and expenses incurred in the performance of their council duties at the rate established by the Division of Finance; this cost could be absorbed within existing budgets.

Individual and Business Impact

No fiscal impact.

Office of the Legislative Fiscal Analyst