

**PARTICIPATION ALLOWED IN STATE  
EMPLOYEE INSURANCE SYSTEM**

2004 GENERAL SESSION

STATE OF UTAH

**Sponsor: David Clark**

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**LONG TITLE**

**General Description:**

This bill modifies the Utah State Retirement and Insurance Benefit Act by amending membership eligibility provisions of the Public Employees' Benefit and Insurance Program Act.

**Highlighted Provisions:**

This bill:

- ▶ allows a zoological society to participate in public employees' benefit and insurance program in certain circumstances.

**Monies Appropriated in this Bill:**

None

**Other Special Clauses:**

This bill takes effect on July 1, 2004.

**Utah Code Sections Affected:**

AMENDS:

**49-20-201**, as renumbered and amended by Chapter 250, Laws of Utah 2002

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

Section 1. Section **49-20-201** is amended to read:

**49-20-201. Program participation -- Eligibility -- Optional for certain groups.**

(1) (a) The state shall participate in the program on behalf of its employees.



28 (b) Other employers, including political subdivisions and educational institutions, are  
29 eligible, but are not required, to participate in the program on behalf of their employees.

30 (c) A zoological society is eligible, but is not required to participate in the program on  
31 behalf of its employees if the zoological society:

32 (i) is a participating employer in the Public Employees' Noncontributory Retirement  
33 System under Title 49, Chapter 13, Public Employees' Noncontributory Retirement Act as of  
34 January 1, 2004; and

35 (ii) receives a majority of its funding contributions from state and local government  
36 sources.

37 (2) (a) The Department of Health may participate in the program for the purpose of  
38 providing health and dental benefits to children enrolled in the Utah Children's Health  
39 Insurance Program created in Title 26, Chapter 40, Utah Children's Health Insurance Act, if the  
40 provisions in Subsection 26-40-110(4) occur.

41 (b) If the Department of Health participates in the program under the provisions of this  
42 Subsection (2), all insurance risk associated with the Children's Health Insurance Program shall  
43 be the responsibility of the Department of Health and not the program or the office.

44 (3) A covered individual covered under a medical employee benefit plan shall be  
45 eligible for coverage after termination of employment under rules adopted by the board.

46 (4) Only retirees, members, participants, and their current spouses are eligible for  
47 Medicare supplement coverage under this chapter upon becoming eligible for Medicare Part A  
48 and Part B coverage.

49 Section 2. **Effective date.**

50 This bill takes effect on July 1, 2004.

**Legislative Review Note**  
**as of 2-17-04 4:28 PM**

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

**Office of Legislative Research and General Counsel**

**State Impact**

This bill allows zoological societies to participate in the public employees' benefit and insurance program. Assuming that such participation is paid through their own funds, there would be no impact on state funding.

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**Individual and Business Impact**

Employees of zoological societies would benefit from the ability to obtain insurance coverage.

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**Office of the Legislative Fiscal Analyst**