

By Senator Fasano

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1 A bill to be entitled
 2 An act relating to public employee group health
 3 insurance; amending s. 112.0801, F.S.; providing for
 4 market determination of premium cost for health
 5 insurance for retirees; requiring cost of continued
 6 participation by retirees in insurance plans to be
 7 paid by the retiree; authorizing employers to
 8 segregate claims experience of the retiree group from
 9 claims experience of active employees; authorizing
 10 separate experience rating of retirees from active
 11 employees; providing an effective date.

12
 13 Be It Enacted by the Legislature of the State of Florida:

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 15 Section 1. Subsection (1) of section 112.0801, Florida
 16 Statutes, is amended to read:

17 112.0801 Group insurance; participation by retired
 18 employees.—

19 (1) Any state agency, county, municipality, special
 20 district, community college, or district school board that ~~which~~
 21 provides life, health, accident, hospitalization, or annuity
 22 insurance, or all of any kinds of such insurance, for its
 23 officers and employees and their dependents upon a group
 24 insurance plan or self-insurance plan shall allow all former
 25 personnel who have retired prior to October 1, 1987, as well as
 26 those who retire on or after such date, and their eligible
 27 dependents, the option of continuing to participate in such
 28 group insurance plan or self-insurance plan. Retirees and their
 29 eligible dependents shall be offered the same health and

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30 hospitalization insurance coverage as is offered to active
31 employees at a premium cost determined by the market ~~of no more~~
32 ~~than the premium cost applicable to active employees~~. For the
33 retired employees and their eligible dependents, the cost of any
34 such continued participation in any type of plan or any of the
35 cost thereof shall ~~may~~ be paid by the ~~employer or by the~~ retired
36 employees. To determine health and hospitalization plan costs,
37 the employer may segregate ~~shall commingle~~ the claims experience
38 of the retiree group from ~~with~~ the claims experience of the
39 active employees; and, for other types of coverage, the employer
40 may segregate ~~commingle~~ the claims experience of the retiree
41 group from ~~with~~ the claims experience of active employees.
42 Retirees covered under Medicare may be experience-rated
43 separately from the retirees not covered by Medicare and may be
44 experience-rated separately from active employees, provided ~~that~~
45 ~~the total premium does not exceed that of the active group and~~
46 coverage is basically the same as for the active group.

47 Section 2. This act shall take effect July 1, 2010.