



General Assembly

January Session, 2003

Committee Bill No. 5499

LCO No. 3979

Referred to Committee on Insurance and Real Estate

Introduced by:
(INS)

AN ACT CONCERNING HEALTH INSURANCE UNDERWRITING.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 38a-481 of the general statutes is amended by
2 adding subsection (h) as follows (*Effective October 1, 2003*):

3 (NEW) (h) No insurance company, fraternal benefit society, hospital
4 service corporation, medical service corporation, health care center or
5 any other entity which renews an individual health insurance policy in
6 this state may place an individual who is insured under the policy in a
7 less favorable rating classification when the policy is renewed.

8 Sec. 2. Section 38a-531 of the general statutes is repealed and the
9 following is substituted in lieu thereof (*Effective October 1, 2003*):

10 (a) For purposes of this section: (1) "Employer" means any person,
11 firm, corporation, limited liability company, partnership or association
12 engaged in business who has employees in this state; (2) "employee"
13 means any person engaged in service to an employer in a business of
14 [his] an employer; and (3) "continued" or "continuance date" means the
15 anniversary date of the issuance of a policy after which the policy

16 remains in effect until cancelled.

17 (b) Notwithstanding any other provisions of the general statutes,
 18 [every] each group health insurance policy providing coverage of the
 19 type specified in subdivisions (1), (2) and (4) of section 38a-469
 20 delivered, issued for delivery, renewed or continued in any other state
 21 [on or after October 1, 1988,] offered by an employer, shall provide to
 22 covered employees of such employer employed in this state [coverage
 23 which meets the requirements of sections 38a-514, 38a-516, 38a-518,
 24 38a-520, 38a-525, 38a-526, 38a-533 and 38a-538; and every such policy
 25 delivered, issued for delivery, renewed or continued in any other state
 26 on or after October 1, 1989, offered by an employer shall provide to
 27 such employees coverage which meets the requirements of section 38a-
 28 503; and every such policy delivered, issued for delivery, renewed or
 29 continued in any other state on or after October 1, 1990, offered by an
 30 employer shall provide to such employees coverage which meets the
 31 requirements of section 38a-535,] whenever, on the initial effective date
 32 of such policy or any renewal or continuance date thereafter, fifty-one
 33 per cent or more of the covered employees [under such policy] of such
 34 employer are employed in this state, coverage that meets the
 35 requirements of this title. The forms of such policies shall be submitted
 36 to the Insurance Commissioner for approval.

| | |
|--|-----------------|
| This act shall take effect as follows: | |
| Section 1 | October 1, 2003 |
| Sec. 2 | October 1, 2003 |

INS *Joint Favorable*

LAB *Joint Favorable*