Offered by:

REP. FLEISCHMANN, 18th Dist.  
REP. SHARKEY, 88th Dist.  
REP. REYNOLDS, 42nd Dist.  
REP. LEWIS, 8th Dist.  
REP. GENTILE, 104th Dist.  
REP. GIULIANO, 23rd Dist.  
REP. CANDELORA, 86th Dist.  
SEN. GAFFEY, 13th Dist.

To: House Bill No. 5424  
File No. 327  
Cal. No. 183

"AN ACT PERMITTING TWO OR MORE BOARDS OF EDUCATION TO JOINTLY PURCHASE EMPLOYEE HEALTH INSURANCE."

Strike everything after the enacting clause and substitute the following in lieu thereof:

"Section 1. (NEW) (Effective October 1, 2010) (a) Subject to the provisions of subsection (b) of this section, and the provisions of any collective bargaining agreement, a municipality or a local or regional board of education may join together with any combination of other municipalities and local or regional boards of education by written agreement as a single entity for the purpose of providing medical or health care benefits for their employees. Such written agreement shall establish the membership of such group, the duration of such benefits plan, requirements regarding payment for such benefits plan and the procedures for a municipality or local or regional board of education to withdraw from such group and terminate such benefits plan. Such
agreement shall not constitute a multiple employer welfare arrangement, as defined in Section 3 of the Employee Retirement Income Security Act of 1974, as amended from time to time. Any group established pursuant to this section shall not be deemed a fictitious group. As used in this section, "municipality" means any town, city or borough, consolidated town and city or consolidated town and borough.

(b) Before a municipality or a local or regional board of education may enter into an agreement described in subsection (a) of this section, the legislative body of a municipality shall approve such an agreement in cases where: (1) There is an existing arrangement between a municipality and the board of education serving such municipality for the provision of medical or health care benefits to the employees of both the municipality and the board of education serving such municipality; or (2) a municipality and the board of education serving such municipality have separate medical or health care benefits plans for their respective employees and both such benefits plans are paid for by the general fund of the municipality.

Sec. 2. (NEW) (Effective October 1, 2010) (a) For purposes of this section, "insurance", "insurance producer" and "insurer" have the same meanings as provided in section 38a-702a of the general statutes, and "municipality" means any town, city or borough, consolidated town and city or consolidated town and borough.

(b) Any insurance producer who sells, solicits or negotiates insurance on behalf of an insurer to a municipality or local or regional board of education shall, upon request from the municipality or local or regional board of education, fully disclose, in writing, the amount of any fees or compensation such insurance producer receives from the insurer for such services pursuant to the written memorandum required under section 38a-707 of the general statutes or the Investment Advisers Act of 1940, 15 USC 80b-1, et. seq., as amended from time to time."
This act shall take effect as follows and shall amend the following sections:

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<thead>
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<th>Section</th>
<th>Date</th>
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<tbody>
<tr>
<td>1</td>
<td>October 1, 2010</td>
<td>New section</td>
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<tr>
<td>2</td>
<td>October 1, 2010</td>
<td>New section</td>
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