



General Assembly

February Session, 2010

Amendment

LCO No. 3920

HB0542403920HDO

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."**

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

3 "Section 1. (NEW) (*Effective October 1, 2010*) (a) Subject to the
4 provisions of subsection (b) of this section, and the provisions of any
5 collective bargaining agreement, a municipality or a local or regional
6 board of education may join together with any combination of other
7 municipalities and local or regional boards of education by written
8 agreement as a single entity for the purpose of providing medical or
9 health care benefits for their employees. Such written agreement shall
10 establish the membership of such group, the duration of such benefits
11 plan, requirements regarding payment for such benefits plan and the
12 procedures for a municipality or local or regional board of education to
13 withdraw from such group and terminate such benefits plan. Such

14 agreement shall not constitute a multiple employer welfare
15 arrangement, as defined in Section 3 of the Employee Retirement
16 Income Security Act of 1974, as amended from time to time. Any group
17 established pursuant to this section shall not be deemed a fictitious
18 group. As used in this section, "municipality" means any town, city or
19 borough, consolidated town and city or consolidated town and
20 borough.

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

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

37 (b) Any insurance producer who sells, solicits or negotiates
38 insurance on behalf of an insurer to a municipality or local or regional
39 board of education shall, upon request from the municipality or local
40 or regional board of education, fully disclose, in writing, the amount of
41 any fees or compensation such insurance producer receives from the
42 insurer for such services pursuant to the written memorandum
43 required under section 38a-707 of the general statutes or the
44 Investment Advisers Act of 1940, 15 USC 80b-1, et. seq., as amended
45 from time to time."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2010</i>	New section
Sec. 2	<i>October 1, 2010</i>	New section