SENATE BILL 801

P6, P4 2lr1272

By: **Senator Guzzone**
Introduced and read first time: February 7, 2022
Assigned to: Budget and Taxation

A BILL ENTITLED

AN ACT concerning

State Health Plan – Chesapeake Bay Commission – Retirees

FOR the purpose of including employment with the Chesapeake Bay Commission as eligible for participation as a retiree in the State Employee and Retiree Health and Welfare Benefits Program; authorizing the State to charge the Commission for the participation in the Program by active employees; providing the subsidy for employees and retirees of the Commission shall be the same subsidy provided for active and retired State employees; prohibiting the State from charging the Commission for certain costs for retired participants in the Program; and generally relating to participation in the State Employee and Retiree Health and Welfare Benefits Program.

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 2–511
Annotated Code of Maryland
(2015 Replacement Volume and 2021 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article – State Personnel and Pensions

2–511.

(a) This section applies to employees of:

(1) the Maryland Environmental Service;

(2) the Northeast Maryland Waste Disposal Authority;

EXPLANATION: **CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.**
[Brackets**]** indicate matter deleted from existing law.

(3) the Baltimore Metropolitan Council;

(4) the Maryland Automobile Insurance Fund; **[**and**]**

(5) the City of Hyattsville**; AND**

(6) THE CHESAPEAKE BAY COMMISSION.

(b) Subject to the regulations adopted under § 2–503 of this subtitle, an employee or, while receiving an allowance under the Employees' Retirement System of the State of Maryland or the Employees' Pension System of the State of Maryland, an employee's surviving spouse:

(1) may enroll and participate in the health insurance or other benefit options established under the Program; and

(2) except as provided in subsection (d) of this section, is subject to the same terms and conditions as those provided under § 2–507 of this subtitle.

(c) While receiving an allowance under the Employees' Retirement System of the State of Maryland or the Employees' Pension System of the State of Maryland, a former employee or a former employee's surviving spouse or dependent child:

(1) may enroll and participate in the health insurance benefit options established under the Program; and

(2) except as provided in subsection (d) of this section, is subject to the same terms and conditions as those provided under § 2–508 of this subtitle, with the employee's service with the Maryland Environmental Service, Northeast Maryland Waste Disposal Authority, the Baltimore Metropolitan Council, the Maryland Automobile Insurance Fund, **[**and**]** the City of Hyattsville**, AND THE CHESAPEAKE BAY COMMISSION** being included as part of the employee's State service.

(d) (1) (i) The State may charge the Maryland Environmental Service, the Northeast Maryland Waste Disposal Authority, the Baltimore Metropolitan Council, and the Maryland Automobile Insurance Fund, or any successor agency, the respective participant's total cost resulting from participation in the Program under this section.

(ii) The respective employer share of the cost of the Program under this paragraph shall be based on the State subsidy allowed under this subtitle.

(2) (i) The State may charge the City of Hyattsville the participant's total cost resulting from participation in the Program under this section.

(ii) The City of Hyattsville shall determine the extent to which the City will subsidize participation in the Program.

(3) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (III) OF THIS PARAGRAPH, THE STATE MAY CHARGE THE CHESAPEAKE BAY COMMISSION THE RESPECTIVE PARTICIPANT'S TOTAL COST RESULTING FROM PARTICIPATION IN THE PROGRAM UNDER THIS SECTION.

(II) THE RESPECTIVE EMPLOYER SHARE OF THE COST OF THE PROGRAM UNDER THIS PARAGRAPH SHALL BE BASED ON THE STATE SUBSIDY ALLOWED UNDER THIS SUBTITLE.

(III) THE STATE MAY NOT CHARGE THE CHESAPEAKE BAY COMMISSION FOR ANY COSTS RESULTING FROM THE PARTICIPATION OF A RETIREE OR THE RETIREE'S SURVIVING SPOUSE OR DEPENDENT CHILD IN THE PROGRAM UNDER SUBSECTION (C) OF THIS SECTION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2022.