

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 180 Session of  
2007

INTRODUCED BY PIPPY, PUNT, COSTA, STOUT, FONTANA, RAFFERTY,  
TOMLINSON, BRUBAKER, ROBBINS, ARMSTRONG, KASUNIC, D. WHITE,  
ORIE, FERLO, REGOLA, WOZNIAK, PILEGGI, M. WHITE, LOGAN,  
WAUGH, FUMO AND WASHINGTON, MARCH 6, 2007

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES,  
JULY 4, 2008

AN ACT

1 Amending Title 51 (Military Affairs) of the Pennsylvania  
2 Consolidated Statutes, further providing for burial details  
3 for veterans AND FOR TERMINATION OF CERTAIN HEALTH INSURANCE <—  
4 BENEFITS; AND ADDING A DEFINITION OF "ANCILLARY SERVICE  
5 PLANS."

6 The General Assembly of the Commonwealth of Pennsylvania  
7 hereby enacts as follows:

8 ~~Section 1. Section 705(a) of Title 51 of the Pennsylvania~~ <—  
9 ~~Consolidated Statutes is amended to read:~~

10 SECTION 1. SECTIONS 705(A) AND 7309(D) AND (E) OF TITLE 51 <—  
11 OF THE PENNSYLVANIA CONSOLIDATED STATUTES ARE AMENDED TO READ:

12 § 705. Burial details for veterans.

13 (a) Authority.--The department shall have the power to  
14 arrange for burial details for veteran soldiers who are to be  
15 interred in the Indiantown Gap National Cemetery and the  
16 National Cemetery of the Alleghenies.

17 \* \* \*

§ 7309. EMPLOYMENT DISCRIMINATION FOR MILITARY MEMBERSHIP OR  
DUTY.

\* \* \*

(D) TERMINATION OF CERTAIN HEALTH INSURANCE BENEFITS.--

(1) AS USED IN THIS SUBSECTION, THE TERM "ELIGIBLE  
MEMBER" APPLIES TO FULL-TIME STUDENTS WHO ARE ELIGIBLE FOR  
HEALTH INSURANCE COVERAGE OR ANCILLARY SERVICE PLANS UNDER  
THEIR PARENTS' HEALTH INSURANCE POLICIES WHEN THE STUDENTS  
ARE:

(I) MEMBERS OF THE PENNSYLVANIA NATIONAL GUARD OR  
ANY RESERVE COMPONENT OF THE ARMED FORCES OF THE UNITED  
STATES WHO ARE CALLED OR ORDERED TO ACTIVE DUTY, OTHER  
THAN ACTIVE DUTY FOR TRAINING, FOR A PERIOD OF 30 OR MORE  
CONSECUTIVE DAYS; OR

(II) MEMBERS OF THE PENNSYLVANIA NATIONAL GUARD  
ORDERED TO ACTIVE STATE DUTY, INCLUDING DUTY UNDER 35  
PA.C.S. CH. 76 (RELATING TO EMERGENCY MANAGEMENT  
ASSISTANCE COMPACT), FOR A PERIOD OF 30 OR MORE  
CONSECUTIVE DAYS.

(2) AS USED IN THIS SUBSECTION, THE TERM "FULL-TIME  
STUDENT" SHALL HAVE THE SAME MEANING SET FORTH IN CHAPTER 32  
(RELATING TO EDUCATIONAL ASSISTANCE PROGRAM).

(3) THE ELIGIBILITY FOR HEALTH INSURANCE COVERAGE OR  
ANCILLARY SERVICE PLANS UNDER A PARENT'S HEALTH INSURANCE  
POLICY FOR ELIGIBLE MEMBERS AS DEFINED IN PARAGRAPH (1) SHALL  
BE EXTENDED FOR A PERIOD EQUAL TO THE DURATION OF THE  
ELIGIBLE MEMBER'S SERVICE ON ACTIVE DUTY OR ACTIVE STATE DUTY  
OR UNTIL THE ELIGIBLE MEMBER IS NO LONGER A FULL-TIME  
STUDENT. THE ELIGIBILITY OF AN ELIGIBLE MEMBER WHO IS A FULL-  
TIME STUDENT FOR HEALTH INSURANCE COVERAGE OR ANCILLARY

1     SERVICE PLANS UNDER A PARENT'S POLICY SHALL NOT TERMINATE  
2     BECAUSE OF THE AGE OF THE ELIGIBLE MEMBER WHEN THE MEMBER'S  
3     EDUCATIONAL PROGRAM WAS INTERRUPTED BECAUSE OF MILITARY DUTY.

4           (4) IN ORDER TO QUALIFY FOR THIS EXTENSION, THE ELIGIBLE  
5     MEMBER MUST:

6           (I) SUBMIT A FORM APPROVED BY THE DEPARTMENT OF  
7     MILITARY AND VETERANS AFFAIRS NOTIFYING THE INSURER THAT  
8     THE ELIGIBLE MEMBER HAS BEEN PLACED ON ACTIVE DUTY.

9           (II) SUBMIT A FORM APPROVED BY THE DEPARTMENT OF  
10    MILITARY AND VETERANS AFFAIRS NOTIFYING THE INSURER THAT  
11    THE ELIGIBLE MEMBER IS NO LONGER ON ACTIVE DUTY.

12          (III) SUBMIT A FORM APPROVED BY THE DEPARTMENT OF  
13    MILITARY AND VETERANS AFFAIRS SHOWING THAT THE STUDENT  
14    HAS REENROLLED AS A FULL-TIME STUDENT FOR THE FIRST TERM  
15    OR SEMESTER STARTING 60 OR MORE DAYS AFTER HIS OR HER  
16    RELEASE FROM ACTIVE DUTY.

17          (5) THE PROVISIONS OF THIS SUBSECTION SHALL NOT APPLY TO  
18    A HEALTH INSURANCE POLICY OR ANCILLARY SERVICE PLAN THAT HAS  
19    BEEN TERMINATED.

20          (E) DEFINITIONS.--AS USED IN THIS SECTION, THE FOLLOWING  
21    WORDS AND PHRASES SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS  
22    SUBSECTION:

23          "ANCILLARY SERVICE PLANS." ANY INDIVIDUAL OR GROUP HEALTH  
24    INSURANCE PLAN, SUBSCRIBER CONTRACT OR CERTIFICATE THAT PROVIDES  
25    EXCLUSIVE COVERAGE FOR DENTAL SERVICES OR VISION SERVICES.

26          "HEALTH INSURANCE POLICY." AN INDIVIDUAL OR GROUP HEALTH,  
27    SICKNESS OR ACCIDENT POLICY OR SUBSCRIBER CONTRACT OR  
28    CERTIFICATE ISSUED BY AN ENTITY SUBJECT TO ANY ONE OF THE  
29    FOLLOWING:

30          (1) THE ACT OF MAY 17, 1921 (P.L.682, NO.284), KNOWN AS

1 THE INSURANCE COMPANY LAW OF 1921.

2 (2) THE ACT OF DECEMBER 29, 1972 (P.L.1701, NO.364),  
3 KNOWN AS THE HEALTH MAINTENANCE ORGANIZATION ACT.

4 (3) THE ACT OF MAY 18, 1976 (P.L.123, NO.54), KNOWN AS  
5 THE INDIVIDUAL ACCIDENT AND SICKNESS INSURANCE MINIMUM  
6 STANDARDS ACT.

7 (4) 40 PA.C.S. CH. 61 (RELATING TO HOSPITAL PLAN  
8 CORPORATIONS) OR 63 (RELATING TO PROFESSIONAL HEALTH SERVICES  
9 PLAN CORPORATIONS).

10 Section 2. This act shall take effect ~~in 60 days~~

<—

11 IMMEDIATELY.

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