

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2392 Session of 2010

INTRODUCED BY SHAPIRO, MATZIE, LONGIETTI, BRADFORD, BRIGGS, BURNS, CALTAGIRONE, CARROLL, COHEN, D. COSTA, DeLUCA, DePASQUALE, FABRIZIO, FREEMAN, GIBBONS, GRUCELA, HARKINS, JOSEPHS, KOTIK, MAHONEY, MANDERINO, MANN, McGEEHAN, McILVAINE SMITH, MICOZZIE, MILLER, MURPHY, MURT, MUSTIO, M. O'BRIEN, PASHINSKI, PICKETT, READSHAW, REED, SIPTROTH AND WHEATLEY, APRIL 7, 2010

REFERRED TO COMMITTEE ON INSURANCE, APRIL 7, 2010

AN ACT

1 Amending the act of May 17, 1921 (P.L.682, No.284), entitled "An  
 2 act relating to insurance; amending, revising, and  
 3 consolidating the law providing for the incorporation of  
 4 insurance companies, and the regulation, supervision, and  
 5 protection of home and foreign insurance companies, Lloyds  
 6 associations, reciprocal and inter-insurance exchanges, and  
 7 fire insurance rating bureaus, and the regulation and  
 8 supervision of insurance carried by such companies,  
 9 associations, and exchanges, including insurance carried by  
 10 the State Workmen's Insurance Fund; providing penalties; and  
 11 repealing existing laws," further providing for Mini-COBRA  
 12 small employer group health policies.

13 The General Assembly of the Commonwealth of Pennsylvania  
 14 hereby enacts as follows:

15 Section 1. Section 635.4(a)(6)(i)(A) of the act of May 17,  
 16 1921 (P.L.682, No.284), known as The Insurance Company Law of  
 17 1921, added June 10, 2009 (P.L.5, No.2), is amended to read:

18 Section 635.4. Mini-COBRA Small Employer Group Health  
 19 Policies.--(a) A group policy in effect or delivered or issued  
 20 for delivery in this Commonwealth on or after the effective date

1 of this section by an insurer which insures employes and their  
2 eligible dependents for hospital, surgical or major medical  
3 insurance shall provide that covered employes, or eligible  
4 dependents whose coverage under the group policy would otherwise  
5 terminate because of a qualifying event, shall be entitled to  
6 continue their hospital, surgical or major medical coverage  
7 under that group policy subject to the following terms and  
8 conditions:

9 \* \* \*

10 (6) (i) Continuation of coverage under the group policy for  
11 any covered employe or eligible dependent shall terminate upon  
12 failure to satisfy paragraph (2) or, if earlier, at the first to  
13 occur of the following:

14 (A) the date [nine] fifteen months after the date the  
15 covered employe's or eligible dependent's coverage under the  
16 group policy would have terminated because of a qualifying  
17 event;

18 \* \* \*

19 Section 2. This act shall apply to provide health coverage  
20 that begins on or after February 17, 2009.

21 Section 3. This act shall take effect immediately.