



MEMORANDUM

TO: Health Care Commission
Steve Dechant
Sandy Praeger
Nancy Ruoff
John Staton
Dennis Taylor

FROM: Mike Michael

DATE: January 26, 2011

SUBJECT: **Revisions to K.A.R. 108-1-1, 108-1-3 and 108-1-4**

As we have previously discussed, the Patient Protection and Affordable Care Act requires that health plans issued or renewed after September 23, 2010, extend dependent coverage to adult children under the age of 26. This expanded definition of eligible dependent took effect for the State Employee Health Plan (SEHP) on January 1, 2011. The attached permanent regulations update the SEHP's dependent eligibility requirements to include dependent children to age 26. The amendments will bring the regulations in compliance with federal health care reform requirements.

In addition, the regulations have been revised to place the definitions of terms all in the first subsection of each regulation. In April 2010, when the legislative oversight committee was reviewing the regulation changes that reduced the waiting period for new employees, that committee specifically requested that we move the definitions. We advised the legislative oversight committee that further revisions to the regulations would be required that fall and so, due to the timing, we agreed to move the definitions in this future version.

Staff met with the legislative oversight committee on November 8, 2010, and discussed the changes being made. The committee had no changes or comment on the proposed revisions. A public hearing on the regulations was held on January 11, 2011, and no public comments were received in advance of the hearing or at the hearing.

Requested Action:

The Health Care Commission to vote on adoption of the final versions of the regulations.