

HOUSE No. 1071

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act relative to the insurance partnership..

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Subsection (1) 9C of chapter 118E of the General Laws as appearing in the
2 2006 Official Edition, is hereby amended by deleting the definition of “Eligible Employer” and
3 inserting in place thereof the following;- “Eligible employer”, (i) an individual or an
4 unincorporated business that employees one or more residents of the commonwealth, (ii) a
5 corporation, including a foreign corporation, other than a governmental entity, that employs at
6 least one or more residents of the commonwealth or (iii) a corporation or an unincorporated
7 entity that is exempt from taxation under the provisions of section 501 (c) of the Internal
8 Revenue Code of the United States, as amended and in effect for the taxable year; provided,
9 further, that the method of determining the number of employees an employer has and the
10 amount and types subsidies available to an eligible employer based upon employee family status
11 shall be determined by the division; and further provided, that participating employers will not
12 receive an employer subsidy for employees who are currently insured at the time of their
13 application to the Insurance Partnership. Employer groups newly applying to the Insurance
14 Partnership will not be eligible for the employer subsidy.

15 SECTION 2. Subsection (1) 9C of chapter 118E of the General Laws as appearing in the
16 2006 Official Edition, is hereby amended by deleting the definition “Eligible employee”, and
17 inserting in place thereof the following; - “Eligible employee”, an employee: (i) who is
18 employed by an eligible employer; (ii) who resides in the commonwealth; (iii) who has not
19 attained age 65; (iv) who meets the financial and other eligibility standards set forth in
20 regulations promulgated by the division, if the gross family income standard does not exceed
21 250% of the federal poverty level during their qualifying employer’s 2009 open enrollment date
22 if they are currently insured in their employer’s plan; or if the gross family income standard does
23 not exceed 300% of the federal poverty level during their qualifying employer’s 2010 open
24 enrollment date if they are currently insured in their employer’s plan.