

SENATE BILL 542

P4, P1

9lr2230

By: **Senator Rosapepe**

Introduced and read first time: February 5, 2009

Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **Protection of State Employees – Health Care Flexible Spending Account**
3 **Contributions**

4 FOR the purpose of requiring the Secretary of Budget and Management to ensure that
5 any contract entered into on or after a certain date for the administration of
6 certain flexible spending accounts requires the administrator to reimburse an
7 employee who has a health care flexible spending account for any money in the
8 account forfeited by the employee under certain circumstances; requiring the
9 Department of Budget and Management to reimburse an employee for certain
10 forfeited money until a certain date; requiring the Department to give a certain
11 notice to each employee who has a health care flexible spending account; and
12 generally relating to flexible spending account benefits under the State
13 Employee and Retiree Health and Welfare Benefits Program.

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
15 MARYLAND, That:

16 (a) The Secretary of Budget and Management shall ensure that any contract
17 entered into by the State on or after July 1, 2009, for the administration of the
18 Flexible Spending Accounts available under the State Employee and Retiree Health
19 and Welfare Benefits Program requires the administrator to reimburse an employee
20 who has a Health Care Flexible Spending Account for any money in the account
21 forfeited by the employee because a request for reimbursement from the Health Care
22 Account was not submitted by the filing deadline.

23 (b) Until the effective date of the contract with the administrator of the
24 Flexible Spending Accounts, the Department of Budget and Management shall
25 reimburse an employee for any money forfeited, as provided in subsection (a) of this
26 section.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (c) The Department shall notify each employee who has a Health Care
2 Flexible Spending Account of the employee's right to reimbursement under this section
3 and the procedure for applying for reimbursement.

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
5 July 1, 2009.