

HOUSE BILL 156

C3

11r0040

By: **Chair, Health and Government Operations Committee (By Request –
Departmental – Health and Mental Hygiene)**

Introduced and read first time: January 26, 2011

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Health Insurance – Small Group Market – Self-Employed Individuals –**
3 **Sunset Extension**

4 FOR the purpose of extending the termination date of certain provisions of law
5 relating to health insurance policies for self-employed individuals in the small
6 group insurance market; and generally relating to the small group insurance
7 market.

8 BY repealing and reenacting, without amendments,
9 Chapter 347 of the Acts of the General Assembly of 2005, as amended by
10 Chapter 59 of the Acts of the General Assembly of 2007
11 Section 2

12 BY repealing and reenacting, with amendments,
13 Chapter 347 of the Acts of the General Assembly of 2005, as amended by
14 Chapter 76 of the Acts of the General Assembly of 2008
15 Section 4

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
17 MARYLAND, That the Laws of Maryland read as follows:

18 **Chapter 347 of the Acts of 2005, as amended by Chapter 59 of the Acts of 2007**

19 SECTION 2. AND BE IT FURTHER ENACTED, That each individual enrolled
20 on September 30, 2005 in a health benefit plan offered by a carrier under Title 15,
21 Subtitle 12 of the Insurance Article may at the option of the enrollee remain covered
22 under any policy issued by the carrier to small employers and selected by the enrollee
23 at renewal, subject to the termination provisions under § 15–1212(b) of the Insurance
24 Article, provided the enrollee continues to:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (1) work and reside in the State; and

2 (2) is a self-employed individual organized as a sole proprietorship or
3 in any other legally recognized manner that a self-employed individual may organize:

4 (i) a substantial part of whose income derives from a trade or
5 business through which the individual has attempted to earn taxable income;

6 (ii) who has filed the appropriate Internal Revenue form or
7 forms and schedule for the previous taxable year; and

8 (iii) for whom a copy of the appropriate Internal Revenue form
9 or forms and schedule has been filed with the carrier.

10 **Chapter 347 of the Acts of 2005, as amended by Chapter 76 of the Acts of 2008**

11 SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect
12 October 1, 2005. Sections 1 and 2 of this Act shall remain effective for a period of [6] 8
13 years **AND 3 MONTHS** and, at the end of [September 30, 2011] **DECEMBER 31, 2013**,
14 with no further action required by the General Assembly, Sections 1 and 2 of this Act
15 shall be abrogated and of no further force and effect.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
17 July 1, 2011.