

1 TO THE HONORABLE SENATE:

2 The Committee on Finance to which was referred Senate Bill No. 214
3 entitled “An act relating to transfer of Exchange plan administration to health
4 insurance carriers “ respectfully reports that it has considered the same and
5 recommends that the bill be amended by striking out all after the enacting
6 clause and inserting in lieu thereof the following:

7 Sec. 1. 33 V.S.A. § 1802 is amended to read:

8 § 1802. DEFINITIONS

9 As used in this subchapter:

10 * * *

11 (5) “Qualified employer”:

12 (A) means an entity which employed an average of not more than 50
13 employees on working days during the preceding calendar year and which:

14 (i) has its principal place of business in this State and elects to
15 provide coverage for its eligible employees through the Vermont Health

16 Benefit Exchange, regardless of where an employee resides; or

17 (ii) elects to provide coverage through the Vermont Health Benefit

18 Exchange for all of its eligible employees who are principally employed in this

19 State;

1 (B) on and after January 1, 2016, shall include an entity which:

2 (i) employed an average of not more than 100 employees on
3 working days during the preceding calendar year; and

4 (ii) meets the requirements of subdivisions (A)(i) and (A)(ii) of
5 this subdivision (5);

6 (C) ~~on and after January 1, 2018, shall include all employers meeting~~
7 ~~the requirements of subdivisions (A)(i) and (ii) of this subdivision (5),~~
8 ~~regardless of size. [Repealed.]~~

9 * * *

10 Sec. 2. 33 V.S.A. § 1804 is amended to read:

11 § 1804. QUALIFIED EMPLOYERS

12 * * *

13 (b)(1) ~~From~~ On and after January 1, 2016 ~~until January 1, 2017~~, a qualified
14 employer shall be an entity which employed an average of not more than 100
15 employees on working days during the preceding calendar year and the term
16 “qualified employer” includes self-employed persons to the extent permitted
17 under the Affordable Care Act. The number of employees shall be calculated
18 using the method set forth in 26 U.S.C. § 4980H(c)(2).

19 (2) An employer with 100 or fewer employees that offers a qualified
20 health benefit plan to its employees through the Vermont Health Benefit
21 Exchange may continue to participate in the Exchange even if the employer’s

1 size grows beyond 100 employees as long as the employer continuously makes
2 qualified health benefit plans in the Vermont Health Benefit Exchange
3 available to its employees.

4 (c) ~~On and after January 1, 2018, a qualified employer shall be an employer~~
5 ~~of any size which elects to make all of its full-time employees eligible for one~~
6 ~~or more qualified health plans offered in the Vermont Health Benefit~~
7 ~~Exchange, and the term “qualified employer” includes self-employed persons.~~
8 ~~A full-time employee shall be an employee who works more than 30 hours per~~
9 ~~week. [Repealed.]~~

10 and that after passage the title of the bill be amended to read: “An act relating
11 to large group insurance”

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17 (Committee vote: _____)

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Senator _____

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FOR THE COMMITTEE