

Page 191

Sec. 3309.69. As used in this section, "ineligible individual" means a former member receiving benefits pursuant to section 3309.34, 3309.35, 3309.36, or 3309.38 of the Revised Code for whom eligibility is established more than five years after June 13, 1981 and who, at the time of establishing eligibility, has accrued less than ten years of service credit, exclusive of credit obtained after January 29, 1981, pursuant to sections 3309.021, 3309.31, and 3309.33 of the Revised Code; the spouse of such former member; or the beneficiary of such former member receiving benefits pursuant to section 3309.46 of the Revised Code.

(A) The school employees retirement board may enter into an agreement with insurance companies, hospital service associations, medical or health care corporations, health maintenance organizations, or government agencies authorized to do business in the state for issuance of a policy or contract of health, medical, hospital, or surgical benefits, or any combination thereof, for those persons receiving service, disability, or survivor benefits subscribing to such plan and their eligible dependents.

If all or any portion of the policy or contract premium is to be paid by any person receiving a service, disability, or survivor benefit, such person shall, by written authorization, instruct the board to deduct from his benefit the premiums agreed to be paid by him to such companies, associations, corporations, or agencies.

The board may contract for such coverage on the basis of part or all of the cost of the premium for the coverage to be paid

from appropriate funds of the school employees retirement system. The cost paid from the funds of the system shall be included in the employer's contribution rate provided by section 3309.49 of the Revised Code. The board shall not pay or reimburse the premium cost for insurance under this section or section 3309.375 of the Revised Code for any ineligible individual.

~~The board shall make all necessary rules pursuant to the purpose and intent of this section.~~

The board may provide for self-insurance of risk or level of risk as set forth in the contract with such companies, associations, corporations, or agencies, and may provide through the self-insurance method specific benefits as authorized by the rules of the board.

(B) IF THE BOARD PROVIDES HEALTH, MEDICAL, HOSPITAL, OR SURGICAL BENEFITS THROUGH ANY MEANS OTHER THAN A HEALTH MAINTENANCE ORGANIZATION, IT SHALL OFFER TO EACH PERSON ELIGIBLE FOR SUCH BENEFITS THE ALTERNATIVE OF RECEIVING BENEFITS THROUGH ENROLLMENT IN A HEALTH MAINTENANCE ORGANIZATION, IF:

(1) THE HEALTH MAINTENANCE ORGANIZATION PROVIDES SERVICES IN THE GEOGRAPHICAL AREA IN WHICH THE PERSON LIVES;

(2) THE ELIGIBLE PERSON WAS RECEIVING HEALTH CARE BENEFITS THROUGH A HEALTH MAINTENANCE ORGANIZATION BEFORE RETIREMENT; AND

(3) THE RATE AND COVERAGE PROVIDED BY THE HEALTH MAINTENANCE ORGANIZATION TO ELIGIBLE PERSONS IS COMPARABLE TO THAT CURRENTLY PROVIDED BY THE BOARD UNDER DIVISION (A) OF THIS SECTION. IF THE RATE OR COVERAGE PROVIDED BY THE HEALTH MAINTENANCE ORGANIZATION IS NOT COMPARABLE TO THAT CURRENTLY PROVIDED BY THE BOARD UNDER DIVISION (A) OF THIS SECTION, THE BOARD MAY DEDUCT THE ADDITIONAL COST FROM THE ELIGIBLE PERSON'S MONTHLY BENEFIT.

THE HEALTH MAINTENANCE ORGANIZATION SHALL ACCEPT AS AN ENROLLEE ANY ELIGIBLE PERSON WHO REQUESTS ENROLLMENT.

THE BOARD SHALL PERMIT EACH ELIGIBLE PERSON TO CHANGE FROM ONE PLAN TO ANOTHER AT LEAST ONCE A YEAR AT A TIME DETERMINED BY THE BOARD.

(C) On and after January 1, 1977, the board shall upon receipt of satisfactory evidence of the payment for coverage,

pay monthly to each recipient of service, disability, or survivor benefits under the school employees retirement system who is eligible for insurance coverage under part B of "The Social Security Amendments of 1965," 79 Stat. 301, 42 U.S.C.A. 1395j, as amended, an amount equal to the basic premium for such coverage, except that the board shall make no such payment to any ineligible individual.

(D) THE BOARD SHALL MAKE ALL NECESSARY RULES PURSUANT TO THE PURPOSE AND INTENT OF THIS SECTION.

140 OK
AM sub.
HB 631

EFFECTIVE
3/28/85