

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009**

**SESSION LAW 2010-3
HOUSE BILL 1707**

AN ACT (1) TO ALLOW ALREADY ENROLLED DEPENDENT CHILDREN UNDER THE AGE OF TWENTY-SIX WHO ARE NOT ELIGIBLE FOR EMPLOYER-BASED HEALTH CARE TO REMAIN ON THE NORTH CAROLINA STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES FOR PLAN YEAR 2010-2011 AND (2) TO DIRECT THE STATE HEALTH PLAN TO CONSULT WITH THE COMMITTEE ON HOSPITAL AND MEDICAL BENEFITS BEFORE IMPLEMENTING ANY TOBACCO USE TESTING PROGRAM.

The General Assembly of North Carolina enacts:

SECTION 1. Notwithstanding the requirement in G.S. 135-45.2(d)(1) that a dependent child less than 26 years of age be a full-time student to be eligible for coverage, a dependent child enrolled in the North Carolina State Health Plan for Teachers and State Employees as of May 1, 2010, may remain on the Plan through the end of the month following the dependent child's 26th birthday, regardless of the dependent child's status as a full-time student, provided that the dependent child is not eligible for other employer sponsored health benefit coverage as a primary beneficiary or spousal dependent.

SECTION 2. The Executive Administrator of the State Health Plan for Teachers and State Employees shall consult with the Committee on Employee and Hospital Medical Benefits prior to implementing any program to verify tobacco usage by members of the Plan.

SECTION 3. Section 1 of this act is effective June 1, 2010, and is repealed effective July 1, 2011. The remainder of the act is effective when it becomes law.

In the General Assembly read three times and ratified this the 2nd day of June, 2010.

s/ Walter H. Dalton
President of the Senate

s/ Joe Hackney
Speaker of the House of Representatives

s/ Beverly E. Perdue
Governor

Approved 4:40 p.m. this 7th day of June, 2010

