

(ii) Subparagraph (i) of this paragraph does not apply to a deceased retiree's spouse or dependent child who receives an Option 1 or Option 4 benefit under Article 73B of the Code.

(c) (1) If a retiree receives a State disability retirement allowance or has 16 or more years of creditable service, the retiree or the retiree's surviving spouse or dependent child is entitled to the same State subsidy allowed a State employee.

(2) In all other cases, if a retiree has at least 5 years of creditable service, the retiree or the retiree's surviving spouse or dependent child is entitled to 1/16 of the State subsidy allowed a State employee for each year of the retiree's creditable service up to 16 years.

8-109.

(a) An individual may enroll and participate in the health insurance benefit options established under the program if the individual:

- (1) retired under an optional program under Title 11 of Article 73B of the Code; and
- (2) was in service with a State institution of higher education at the time of the retirement.

(b) (1) An enrollee under this section is entitled to the same State subsidy allowed a retiree under § 8-108 of this subtitle. ~~¶~~However, EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, the subsidy shall apply only to the costs of coverage for the enrollee and may not apply to any additional costs of coverage for the enrollee's spouse or children. ~~‡~~

(2) IF THE ENROLLEE HAS 25 OR MORE YEARS OF SERVICE AS AN EMPLOYEE OF THE STATE IN THE EXECUTIVE, LEGISLATIVE, OR JUDICIAL BRANCH OF GOVERNMENT, THE ENROLLEE OR THE ENROLLEE'S SURVIVING SPOUSE OR DEPENDENT CHILD IS ENTITLED TO THE SAME STATE SUBSIDY ALLOWED A RETIREE WITH 16 OR MORE YEARS OF CREDITABLE SERVICE UNDER § 8-108(C)(1) OF THIS SUBTITLE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1993.

Approved May 27, 1993.

CHAPTER 536

(House Bill 603)

AN ACT concerning

State Employee and Retiree Health Insurance Program – Participation by Employees of Not-for-Profit Organizations