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1 **HOUSE BILL NO. 659**

2 Offered January 14, 2026

3 Prefiled January 13, 2026

4 *A BILL to amend and reenact § 51.1-1405 of the Code of Virginia, relating to state retiree health benefits*  
5 *program; reenrollment in program.*

6 Patron—Kent

7 Committee Referral Pending

8 **Be it enacted by the General Assembly of Virginia:**9 **1. That § 51.1-1405 of the Code of Virginia is amended and reenacted as follows:**10 **§ 51.1-1405. Participation in the state retiree health benefits program.**

11 A. As used in this section, unless the context requires a different meaning:

12 "Involuntarily separated" means separated from state service as the result of any dismissal, requested  
13 resignation, or failure to obtain reappointment, excluding a separation resulting from a conviction for a felony  
14 or crime involving moral turpitude or dishonesty or a separation related to the job performance or misconduct  
15 of the state employee.16 "Retiree health benefits program" or "program" means the plan for providing health insurance coverage  
17 for retired state employees provided pursuant to subsection E of § 2.2-2818.

18 "State employee" means the same as that term is defined in § 2.2-2818.

19 "State retiree" means a state employee retired under the Virginia Retirement System, State Police Officers'  
20 Retirement System, Judicial Retirement System, Virginia Law Officers' Retirement System, or any retirement  
21 system authorized pursuant to § 51.1-126, 51.1-126.5, or 51.1-169 who is eligible to receive a monthly  
22 retirement annuity from that retirement system.23 B. A state retiree shall be eligible to participate in the retiree health benefits program only if he makes an  
24 election to participate in the program within 31 days following the date of termination of employment with  
25 the Commonwealth. A retired state employee who fails to elect to participate in the state health plan within  
26 31 days of the effective date of retirement, ~~or who, once having elected to participate, discontinues participation,~~ is barred from participating in the state health plan thereafter. *A retired state employee who, once having elected to participate in the state health plan, discontinues participation shall be allowed one additional opportunity to elect to participate in the state health plan, provided that such election occurs within five years after such employee's date of retirement. Any such retired employee who, twice having elected to participate in the state health plan, discontinues participation is barred from participating in the state health plan thereafter.*27 C. Any state retiree who was involuntarily separated who, on July 1, 1999, is participating in the retiree  
28 health benefits program and is receiving monthly retirement annuity payments may elect, by notifying the  
29 Virginia Retirement System and the Department of Human Resource Management before September 1, 1999,  
30 to cease receiving monthly retirement annuity payments until reapplying for such benefits at a later date and  
31 to continue participation in the retiree health benefits program.

INTRODUCED

HB659