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**PA 10-28**  
**PAEX 10-23**

**TO:** Participating Agency Employee Health Benefit Administrators

**FROM:** Employee Benefits Division (EBD)

**SUBJECT:** Eligibility of Domestic Partners' Children

**DATE:** August 25, 2010

This memo is to advise you of a change in the New York State Health Insurance Program's (NYSHIP) eligibility rules for Domestic Partner coverage that applies to the enrollment of Domestic Partner children on the same basis as the enrollee's natural, stepchild, and adopted children. Effective immediately, The Department is modifying the eligibility rules applicable to Domestic Partners and their children for NYSHIP. A new Policy Memo #141(enclosed) has been issued outlining this change. As a result of this modification it is no longer required that a PS 457 statement of Dependence form be completed for a Domestic partner's child to be enrolled under NYSHIP. The Domestic Partners child's eligibility is supported by the Domestic partners relationship. Therefore; if the Domestic partnership ends, the child's eligibility also will end. In the event of a partner's termination, the child of the partner may still qualify for coverage as an 'other child. A PS457 statement of Dependence form and proof of support would then be required because the child is *other than* the enrollee's natural, stepchild, adopted child, or domestic partner child.

NYBEAS is not yet programmed to include the new relationship of domestic partner child. The Employee Benefits Division will notify you as soon as the new relationship of domestic partner child is available to use. Until NYBEAS has been programmed to identify the new relationship of domestic partner child, please use the relationship of Son or Daughter when adding a child of a domestic partner on NYBEAS. Please also include a comment in NYBEAS identifying by name each child of a Domestic Partner.

If you have any questions, please contact your processor.

Enclosure