

1 A bill to be entitled
 2 An act relating to the payment of health care claims;
 3 amending s. 627.6131, F.S.; prohibiting a health
 4 insurer from retroactively denying a claim under
 5 specified circumstances; providing applicability;
 6 amending s. 641.3155, F.S.; prohibiting a health
 7 maintenance organization from retroactively denying a
 8 claim under specified circumstances; providing
 9 applicability; providing an effective date.

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 11 Be It Enacted by the Legislature of the State of Florida:

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 13 Section 1. Subsection (11) of section 627.6131, Florida
 14 Statutes, is amended to read:

15 (11) A health insurer may not retroactively deny a claim
 16 because of insured ineligibility:

17 (a) For services rendered during the applicable grace
 18 period in s. 627.608 if the health insurer verified the
 19 eligibility of an insured at the time of treatment and provided
 20 an authorization number. This paragraph applies to policies
 21 entered into or renewed on or after January 1, 2019; or

22 (b) More than 1 year after the date of payment of the
 23 claim.

24 Section 2. Subsection (10) of section 641.3155, Florida
 25 Statutes, is amended to read:

26 (10) A health maintenance organization may not
27 retroactively deny a claim because of subscriber ineligibility:

28 (a) For services rendered during the grace period in s.
29 641.31(15) (a) if the health maintenance organization verified
30 the eligibility of a subscriber at the time of treatment and
31 provided an authorization number. This paragraph applies to
32 contracts entered into or renewed on or after January 1, 2019.
33 This paragraph does not apply to Medicaid managed care plans
34 pursuant to part IV of chapter 409; or

35 (b) More than 1 year after the date of payment of the
36 claim.

37 Section 3. This act shall take effect July 1, 2018.