

Amendment No. 01 (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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The Committee on Community Affairs offered the following:

Substitute Amendment for Amendment (110597) (with title amendment)

On page 1, line 18 through page 3, line 31
remove from the bill: all of said lines

and insert in lieu thereof:

Section 1. Section 110.1228, Florida Statutes, is
created to read:

110.1228 Participation by small counties, small municipalities, and district school boards or special districts located in small counties.--

(1) DEFINITIONS.--As used in this section, the term:

(a) "Department" means the Department of Management Services.

(b) "District school board" means any district school board located in a small county.

(c) "Small municipality" means any incorporated municipality that has a population of 12,500 or less according to the most recent decennial census.

Amendment No. 01 (for drafter's use only)

1 (d) "Small county" means any county that has a
2 population of 100,000 or less according to the most recent
3 decennial census.

4 (e) "Special district" means any district as defined
5 in s. 189.403, which is located wholly or partially in a small
6 county, except districts created pursuant to chapter 373.

7 (2) The governing body of a small county or a small
8 municipality or a district school board or a special district
9 shall be eligible to apply for participation in the state
10 group health insurance program authorized in s. 110.123 and
11 the prescription drug coverage program authorized by s.
12 110.12315. The department shall determine whether the
13 municipality, county, district school board, or special
14 district meets the terms and conditions for enrollment.

15 (3) As a prerequisite to applying for participation in
16 the state group health insurance program and the prescription
17 drug coverage program, a small county, small municipality,
18 district school board, or special district must pass an
19 ordinance or resolution ratifying such application to the
20 state group health insurance program and the prescription drug
21 coverage program.

22 (4) If the department determines that a small
23 municipality or small county or district school board or
24 special district is eligible to enroll, the small municipality
25 or county or district school board or special district must
26 agree to the following terms and conditions:

27 (a) The minimum enrollment or contractual period will
28 be 3 years;

29 (b) Withdrawal of participation of a small
30 municipality or small county or district school board or
31 special district will require written notice 1 year prior to

Amendment No. 01 (for drafter's use only)

1 the termination date;

2 (c) If coverage is terminated, a small municipality or
3 small county or district school board or special district will
4 not be eligible to reapply for participation for a period of 2
5 years;

6 (d) If any employer other than a state employer fails
7 to make the premium payment required by this chapter, the
8 Department of Revenue or the Department of Banking and
9 Finance, shall, upon the request of the Department of
10 Management Services, deduct the amount owed by the employer
11 from any funds to be distributed by it to the small county,
12 small municipality, district school board, or special
13 district. The amounts so deducted shall be transferred to the
14 department for further distribution to the trust funds in
15 accordance with this chapter.

16 (e) The small municipality or small county or district
17 school board or special district shall furnish the department
18 such information in the form and format requested by the
19 department which the department considers necessary to
20 administer the state group health insurance program and the
21 prescription drug program.

22 (5) The provisions of ss. 624.436-624.446 do not apply
23 to the State Group Insurance Program or to this section.

24 (6) The Department of Management Services may adopt
25 rules to implement this act.

26 Section 2. The Department of Management Services shall
27 request from the Internal Revenue Service, by October 1, 2000,
28 a written determination letter and a favorable private letter
29 ruling, stating that the State Group Self-Insurance program is
30 a facially qualified plan. The department shall notify the
31 Speaker of the House of Representatives and the President of

Amendment No. 01 (for drafter's use only)

1 the Senate within 30 days after receipt of the favorable or
2 unfavorable letters.

3 Section 3. This act shall take effect upon becoming a
4 law, except that section 1 shall take effect July 1, 2001, but
5 only if the Department of Management Services receives the
6 favorable letters prior to that date. If the favorable
7 letters are not received by July 1, 2001, section 1 shall not
8 take effect.

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11 ===== T I T L E A M E N D M E N T =====

12 And the title is amended as follows:

13 On page 4, lines 6-16, of the amendment,
14 remove from the title of the bill: all of said lines

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16 and insert in lieu thereof:

17 creating s. 110.1228, F.S.; authorizing
18 specified local governmental entities to apply
19 for participation; providing eligibility
20 requirements for enrollment; authorizing
21 rulemaking; exempting the program from ss.
22 624.436-624.446, F.S.; providing a conditional
23 effective date.

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