

1                                   A bill to be entitled  
2           An act relating to mandated health benefit  
3           coverages; requiring the Office of Legislative  
4           Services to contract for completion of a report  
5           on proposed mandated health coverages;  
6           specifying report review requirements;  
7           requiring a report to the Legislature;  
8           providing an effective date.

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

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12           Section 1. (1) Using a portion of the funds made  
13 available in Specific Appropriation 2556 in the General  
14 Appropriations Act for fiscal year 2001-2002, the Office of  
15 Legislative Services in coordination with the Agency for  
16 Health Care Administration shall contract for the completion  
17 of a report assessing the impact of the following proposed  
18 mandated health benefit coverages:

19           (a) Substance abuse.

20           (b) Contraceptives and infertility.

21           (c) 3. Mental health services for persons with a  
22 serious mental illness. For purposes of this subparagraph, the  
23 term "serious mental illness" means any mental illness that is  
24 recognized in the edition of relevant manuals of the American  
25 Psychiatric Association or by the International Classification  
26 of Diseases in effect on October 1, 2000, and affirmed by  
27 medical science as caused by biological disorder of the brain  
28 and that substantially limits the life activities of the  
29 patient. The term includes, but is not limited to,  
30 schizophrenia, autism, schizoaffective disorders, anxiety and

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1 panic, bipolar affective disorders, major depression, and  
2 obsessive-compulsive disorder.

3 (d) Medical Nutrition Therapy.

4 (e) Occupational Therapy.

5 (f) Expansion of the current mandate for the off-label  
6 use of FDA-approved pharmaceuticals for the treatment of  
7 life-threatening, chronic, or disabling conditions.

8 (2) Such review shall include:

9 (a) Those elements for review as specified in s.  
10 624.215(2), Florida Statutes, relating to proposals for  
11 legislation which would mandate health benefit coverage and  
12 review by the Legislature, to what extent the mandated health  
13 benefit coverage is part of self-insured plans offered in this  
14 state or federally funded programs such as those offered to  
15 employees of the United States Postal Service and employees of  
16 the Federal Government, to what extent such mandated health  
17 benefit coverages are available as part of large group plans  
18 versus small group plans, and recent state and federal court  
19 and administrative rulings regarding such issues.

20 (b) The nature of those services being used by those  
21 insured persons who currently have a health coverage benefit,  
22 including what is included in such coverage, the conditions  
23 for which coverage is included, the extent to which such  
24 covered persons reach any applicable annual or lifetime  
25 benefit cap, utilization and authorization guidelines  
26 applicable to such coverage, and inclusion of treatment  
27 medications and guidelines applicable to medication coverage.

28 (3) All insurers, as defined in s. 624.03, doing  
29 business in this state, shall provide data requested in order  
30 to complete this review.

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1           (4) The report shall include information from persons  
2 or organizations proposing mandated health benefit coverages,  
3 as set forth in s. 624.215(2), and a recommendation as to  
4 whether the Legislature should adopt the health benefit  
5 coverage as a mandated coverage.

6           (5) Such contract shall be executed by August 1, 2002,  
7 and the report shall be submitted to the President of the  
8 Senate and the Speaker of the House of Representatives by  
9 February 1, 2003.

10           Section 2. This act shall take effect upon becoming a  
11 law.