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A bill to be entitled
An act relating to the Florida KidCare program;
amending s. 409.8132, F.S.; providing for
year-round enrollment in the Medikids program
component of the Florida KidCare program;
amending s. 409.8134, F.S.; providing for
year-round enrollment in the Florida KidCare
program; providing a time period for the
validity of an application; providing an
effective date.

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

Section 1. Subsection (7) of section 409.8132, Florida
Statutes, is amended to read:

409.8132 Medikids program component.--

(7) ENROLLMENT.--Enrollment in the Medikids program
component may ~~only~~ occur at any time throughout the year
~~during periodic open enrollment periods as specified in s.~~
~~409.8134.~~ A child may not receive services under the Medikids
program until the child is enrolled in a managed care plan or
MediPass. Once determined eligible, an applicant may receive
choice counseling and select a managed care plan or MediPass.
The agency may initiate mandatory assignment for a Medikids
applicant who has not chosen a managed care plan or MediPass
provider after the applicant's voluntary choice period ends.
An applicant may select MediPass under the Medikids program
component only in counties that have fewer than two managed
care plans available to serve Medicaid recipients and only if
the federal Health Care Financing Administration determines

1 that MediPass constitutes "health insurance coverage" as
 2 defined in Title XXI of the Social Security Act.

3 Section 2. Subsection (2) of section 409.8134, Florida
 4 Statutes, is amended to read:

5 409.8134 Program enrollment and expenditure
 6 ceilings.--

7 (2) ~~Upon a unanimous recommendation by representatives~~
 8 ~~from each of the four Florida KidCare administrators,~~ The
 9 Florida KidCare program may conduct ~~an open~~ enrollment at any
 10 time throughout the year period for the purpose of enrolling
 11 children eligible for all program components listed in s.
 12 409.813 except Medicaid. The four Florida KidCare
 13 administrators shall work together to ensure that the
 14 year-round open enrollment period is announced statewide ~~at~~
 15 ~~least 1 month before the open enrollment is to begin.~~ Eligible
 16 children shall be enrolled on a first-come, first-served basis
 17 using the date the ~~open~~ enrollment application is received.
 18 ~~The potential open enrollment periods shall be January 1st~~
 19 ~~through January 30th and September 1st through September 30th.~~
 20 ~~Open~~ Enrollment shall immediately cease when the enrollment
 21 ceiling is reached. Year-round ~~An open~~ enrollment shall only
 22 be held if the Social Services Estimating Conference
 23 determines that sufficient federal and state funds will be
 24 available to finance the increased enrollment through federal
 25 fiscal year 2007. Any individual who is not enrolled,
 26 ~~including those added to the waiting list after March 11,~~
 27 ~~2004,~~ must reapply by submitting a new application ~~during the~~
 28 next open enrollment period. An application for the Florida
 29 KidCare program shall be valid for a period of 120 days after
 30 the date it was received. At the end of the 120-day period,
 31 if the applicant has not been enrolled in the program, the

1 application shall be invalid and the applicant shall be
2 notified of the action. The applicant may resubmit the
3 application after the notification of the action taken by the
4 program. However, the Children's Medical Services Network may
5 annually enroll up to 120 additional children based on
6 emergency disability criteria outside of the open enrollment
7 periods, and the cost of serving these children must be
8 managed within the KidCare program's appropriated or
9 authorized levels of funding. Except for the Medicaid program,
10 whenever the Social Services Estimating Conference determines
11 that there are ~~is~~ presently, or will be by the end of the
12 current fiscal year, insufficient funds to finance the current
13 or projected enrollment in the Florida KidCare program, all
14 additional enrollment must cease and additional enrollment may
15 not resume until sufficient funds are available to finance
16 such enrollment.

17 Section 3. This act shall take effect upon becoming a
18 law.

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