

1 A bill to be entitled
2 An act relating to the Florida KidCare program; amending
3 s. 409.8132, F.S.; providing for year-round enrollment in
4 the Medikids program component of the Florida KidCare
5 program; amending s. 409.8134, F.S.; providing for year-
6 round enrollment in the Florida KidCare program; providing
7 an effective date.

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

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

13 409.8132 Medikids program component.--

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

28 "health insurance coverage" as defined in Title XXI of the
 29 Social Security Act.

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

32 409.8134 Program enrollment and expenditure ceilings.--

33 (2) ~~Upon a unanimous recommendation by representatives~~
 34 ~~from each of the four Florida KidCare administrators,~~ The
 35 Florida KidCare program may conduct ~~an open~~ enrollment at any
 36 time throughout the year ~~period~~ for the purpose of enrolling
 37 children eligible for all program components listed in s.
 38 409.813 except Medicaid. The four Florida KidCare administrators
 39 shall work together to ensure that the year-round ~~open~~
 40 enrollment period is announced statewide by January 1, 2006 ~~at~~
 41 ~~least 1 month before the open enrollment is to begin.~~ Eligible
 42 children shall be enrolled on a first-come, first-served basis
 43 using the date the ~~open~~ enrollment application is received. ~~The~~
 44 ~~potential open enrollment periods shall be January 1st through~~
 45 ~~January 30th and September 1st through September 30th.~~ ~~Open~~
 46 Enrollment shall immediately cease when the enrollment ceiling
 47 is reached. Year-round ~~An open~~ enrollment shall only be held if
 48 the Social Services Estimating Conference determines that
 49 sufficient federal and state funds will be available to finance
 50 the increased enrollment through federal fiscal year 2007. Any
 51 individual who is not enrolled, including those added to the
 52 waiting list after March 11, 2004, must reapply by submitting a
 53 new application ~~during the next open enrollment period.~~ However,
 54 the Children's Medical Services Network may annually enroll up
 55 to 120 additional children based on emergency disability

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56 | criteria ~~outside of the open enrollment periods~~, and the cost of
57 | serving these children must be managed within the KidCare
58 | program's appropriated or authorized levels of funding. Except
59 | for the Medicaid program, whenever the Social Services
60 | Estimating Conference determines that there are ~~is~~ presently, or
61 | will be by the end of the current fiscal year, insufficient
62 | funds to finance the current or projected enrollment in the
63 | Florida KidCare program, all additional enrollment must cease
64 | and additional enrollment may not resume until sufficient funds
65 | are available to finance such enrollment.

66 | Section 3. This act shall take effect July 1, 2005.