

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 a time period for the validity of an application;
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. Subsection (7) of section 409.8132, Florida
13 Statutes, is amended to read:

14 409.8132 Medikids program component.--

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

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

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

33 409.8134 Program enrollment and expenditure ceilings.--

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

57 the 120-day period, if the applicant has not been enrolled in
58 the program, the application shall be invalid and the applicant
59 shall be notified of the action. The applicant may resubmit the
60 application after notification of the action taken by the
61 program. ~~However, the Children's Medical Services Network may~~
62 ~~annually enroll up to 120 additional children based on emergency~~
63 ~~disability criteria outside of the open enrollment periods, and~~
64 ~~the cost of serving these children must be managed within the~~
65 ~~KidCare program's appropriated or authorized levels of funding.~~
66 Except for the Medicaid program, whenever the Social Services
67 Estimating Conference determines that there are ~~is~~ presently, or
68 will be by the end of the current fiscal year, insufficient
69 funds to finance the current or projected enrollment in the
70 Florida KidCare program, all additional enrollment must cease
71 and additional enrollment may not resume until sufficient funds
72 are available to finance such enrollment.

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