

Bill No. HB 7087, 2nd Eng.

Barcode 244664

	CHAMBER ACTION	
<u>Senate</u>		<u>House</u>

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Senator Wise moved the following amendment:

**Senate Amendment (with title amendment)**

On line 53,

insert:

Section 1. Effective July 1, 2007, subsection (5) of section 408.909, Florida Statutes, is amended, and paragraph (d) is added to subsection (3) of that section, to read:

408.909 Health flex plans.--

(3) PROGRAM.--The agency and the office shall each approve or disapprove health flex plans that provide health care coverage for eligible participants. A health flex plan may limit or exclude benefits otherwise required by law for insurers offering coverage in this state, may cap the total amount of claims paid per year per enrollee, may limit the number of enrollees, or may take any combination of those actions. A health flex plan offering may include the option of a catastrophic plan supplementing the health flex plan.

(d) In order to expedite financial determinations and immediately qualify a large base of eligible entities to offer

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1 health flex plans, health insurers licensed under chapters 624  
2 and 627, fraternal benefit societies licensed under chapter  
3 632, prepaid limited health service organizations licensed  
4 under chapter 636, health maintenance organizations licensed  
5 under part I of chapter 641, prepaid health clinics licensed  
6 under part II of chapter 641, and hospital-owned provider  
7 service networks authorized under chapter 409 shall be deemed  
8 in compliance with the financial requirements to offer a  
9 health flex plan. In addition, any local government or health  
10 care district that has the initial operating funds and taxing  
11 authority to fulfill its obligations under the proposed health  
12 flex plan shall be deemed in compliance with the financial  
13 requirements to offer a health flex plan.

14 (5) ELIGIBILITY.--Eligibility to enroll in an approved  
15 health flex plan is limited to residents of this state who:

16 (a) Are 64 years of age or younger;

17 (b) Have a family income equal to or less than 250 ~~200~~  
18 percent of the federal poverty level;

19 (c) Are eligible under a federally approved Medicaid  
20 demonstration waiver and reside in Palm Beach County or  
21 Miami-Dade County;

22 ~~(d) Are not covered by a private insurance policy and~~  
23 ~~are not eligible for coverage through a public health~~  
24 ~~insurance program, such as Medicare or Medicaid, unless~~  
25 ~~specifically authorized under paragraph (c), or another public~~  
26 ~~health care program, such as Kidcare, and have not been~~  
27 ~~covered at any time during the past 6 months; and~~

28 ~~(d)(e)~~ Have applied for health care coverage through  
29 an approved health flex plan and have agreed to make any  
30 payments required for participation, including periodic  
31 payments or payments due at the time health care services are

1 provided; and

2 (e) Are either:

3 1. Not covered by a private insurance policy and not  
4 eligible for coverage through a public health insurance  
5 program, such as Medicare or Medicaid, unless specifically  
6 authorized under paragraph (c), or another public health care  
7 program, such as Kidcare, and have not been covered at any  
8 time during the past 6 months; or

9 2. Part of an employer group that is not covered by a  
10 private health insurance policy and has not been covered at  
11 any time during the past 6 months and in which at least 75  
12 percent of the employees have a family income equal to or less  
13 than 250 percent of the federal poverty level. If the health  
14 flex plan entity is a properly licensed health insurer, health  
15 plan, or health maintenance organization, this subparagraph  
16 applies when only 50 percent of the employees have a family  
17 income equal to or less than 250 percent of the federal  
18 poverty level.

19  
20 (Redesignate subsequent sections.)

21

22

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

24 And the title is amended as follows:

25 On line 2, after the semicolon,

26

27 insert:

28 amending s. 408.909, F.S.; clarifying licensure  
29 provisions for health flex plans; revising  
30 criteria for eligibility for enrollment in a  
31 health flex plan;