



207038

CHAMBER ACTION

<u>Senate</u>	.	<u>House</u>
Comm: RCS	.	
4/1/2008	.	
	.	
	.	

1 The Committee on Banking and Insurance (Lawson) recommended the
 2 following **amendment**:

3
 4 **Senate Amendment (with title amendment)**

5 Delete everything after the enacting clause
 6 and insert:

7 Section 1. This act may be cited as the "Senator Les Miller
 8 Act."

9 Section 2. Section 627.64091, Florida Statutes, is created
 10 to read:

11 627.64091 Coverage for prostate cancer screening.--

12 (1) A health insurance policy providing coverage to a man
 13 40 years of age or older must provide coverage for annual
 14 screening for prostate cancer for such man in accordance with the
 15 guidelines for the early detection of prostate cancer set forth
 16 in the National Comprehensive Cancer Network guidelines.

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17 (2) The coverage for prostate cancer screening shall
18 consist, at a minimum, of the following tests:

19 (a) Prostate-specific antigen blood test; and

20 (b) Digital rectal examination.

21 (3) If a licensed medical practitioner recommends that an
22 insured undergo a prostate-specific antigen blood test, coverage
23 may not be denied because that person previously had a digital
24 rectal exam and the exam results were negative.

25 (4) The benefits required by this section do not limit
26 diagnostic benefits otherwise allowable under the policy.

27 Section 3. Paragraph (c) of subsection (2) of section
28 627.6515, Florida Statutes, is amended to read:

29 627.6515 Out-of-state groups.--

30 (2) Except as otherwise provided in this part, this part
31 does not apply to a group health insurance policy issued or
32 delivered outside this state under which a resident of this state
33 is provided coverage if:

34 (c) The policy provides the benefits specified in ss.
35 627.419, 627.6574, 627.6575, 627.6579, 627.6612, 627.66121,
36 627.66122, 627.6613, 627.6614, 627.667, 627.6675, 627.6691, and
37 627.66911.

38 Section 4. Section 627.6614, Florida Statutes, is created
39 to read:

40 627.6614 Coverage for prostate cancer screening.--

41 (1) A group health insurance policy that provides coverage
42 to a man 40 years of age or older must provide coverage for
43 annual screening for prostate cancer for such man in accordance
44 with the guidelines for the early detection of prostate cancer
45 set forth in the National Comprehensive Cancer Network
46 guidelines.



47 (2) The coverage for prostate cancer screening shall
48 consist, at a minimum, of the following tests:

49 (a) Prostate-specific antigen blood test; and

50 (b) Digital rectal examination.

51 (3) If a licensed medical practitioner recommends that an
52 insured undergo a prostate-specific antigen blood test, coverage
53 may not be denied because that person previously had a digital
54 rectal exam and the exam results were negative.

55 (4) The benefits required by this section do not limit
56 diagnostic benefits otherwise allowable under the policy.

57 Section 5. Subsection (41) is added to section 641.31,
58 Florida Statutes, to read:

59 641.31 Health maintenance contracts.--

60 (41) (a) A health maintenance organization contract that
61 provides coverage to a man 40 years of age or older must provide
62 coverage for annual screening for prostate cancer for such man in
63 accordance with the guidelines for the early detection of
64 prostate cancer set forth in the National Comprehensive Cancer
65 Network guidelines.

66 (b) The coverage for prostate cancer screening shall
67 consist, at a minimum, of the following tests:

68 1. Prostate-specific antigen blood test; and

69 2. Digital rectal examination.

70 (c) If a licensed medical practitioner recommends that a
71 subscriber undergo a prostate-specific antigen blood test,
72 coverage may not be denied because that person previously had a
73 digital rectal exam and the exam results were negative.

74 (d) The benefits required by this section do not limit
75 diagnostic benefits otherwise allowable under the contract.



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76 Section 6. The Legislature finds that the provisions of
77 this act fulfill an important state interest.

78 Section 7. This act shall take effect January 1, 2009, and
79 applies to policies and contracts issued or renewed on or after
80 that date.

81
82 ===== T I T L E A M E N D M E N T =====

83 And the title is amended as follows:

84 Delete everything before the enacting clause
85 and insert:

86 A bill to be entitled
87 An act relating to health insurance; creating the "Senator
88 Les Miller Act"; creating ss. 627.64091 and 627.6614,
89 F.S., and amending s. 641.31, F.S.; requiring that health
90 insurance policies, group health insurance policies, and
91 health maintenance contracts provide coverage for an
92 annual screening for prostate cancer for men of a
93 specified age or older; providing requirements for the
94 screening; providing that coverage for prostate cancer
95 screening does not limit diagnostic benefits otherwise
96 allowed under the policy; amending s. 627.6515, F.S.;
97 providing for the benefit requirement to apply to a group
98 health insurance policy issued or delivered outside the
99 state; providing a finding that the act fulfills an
100 important state interest; providing for application of the
101 act; providing an effective date.