

1                                   A bill to be entitled  
 2           An act relating to maternal and child health programs;  
 3           amending s. 383.011, F.S.; requiring the Department of  
 4           Health to implement an electronic benefits transfer system  
 5           for the Special Supplemental Nutrition Program for Women,  
 6           Infants, and Children (WIC); revising the method by which  
 7           the Bureau of WIC and Nutrition Services calculates the  
 8           statewide average retail price of certain items; requiring  
 9           the department to petition the United States Department of  
 10          Agriculture regarding certain price increases; providing  
 11          for the sale, conveyance, or devise of certain  
 12          establishments; requiring reauthorization of contracts  
 13          with WIC-approved vendors; prohibiting the department from  
 14          discontinuing certain generic products under certain  
 15          circumstances; providing an effective date.

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

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 19           Section 1. Subsections (3) and (4) are added to section  
 20           383.011, Florida Statutes, to read:

21           383.011 Administration of maternal and child health  
 22           programs.--

23           (3) The Department of Health shall:

24           (a) Implement an electronic benefits transfer (EBT) system  
 25           for the WIC program by October 1, 2008.

26           (b) Require the Bureau of WIC and Nutrition Services to  
 27           calculate the statewide average retail price of each WIC-  
 28           eligible product by item rather than by WIC check or voucher.

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29        (c) Contact the Division of Food and Nutrition Services of  
30 the United States Department of Agriculture when notified by a  
31 manufacturer of a price increase on any WIC-eligible product and  
32 request authorization from the Division of Food and Nutrition  
33 Services to allow food retailers to increase the price for the  
34 same WIC-eligible product by the same percentage.

35        (d) Authorize a vendor who owns a WIC-approved retail  
36 store that only sells WIC-eligible products to sell, convey, or  
37 devise the store to any qualifying vendor.

38        (e) Require annual reauthorization of the contract of an  
39 existing WIC-approved vendor who is in compliance with  
40 department requirements.

41        (4) The Department of Health may not discontinue a WIC-  
42 eligible generic product unless the product no longer meets the  
43 nutritional guidelines of the WIC program.

44        Section 2. This act shall take effect July 1, 2008.