

By Senator Peaden

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1 A bill to be entitled
2 An act relating to optional coverage for health-related
3 disorders; amending s. 627.42395, F.S.; including certain
4 amino-acid-based formulas within requirements concerning
5 optional coverage for enteral formulas; providing an
6 effective date.

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

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10 Section 1. Section 627.42395, Florida Statutes, is amended
11 to read:

12 627.42395 Coverage for certain prescription and
13 nonprescription enteral or amino acid formulas.--

14 (1) Notwithstanding any other provision of law, any health
15 insurance policy delivered or issued for delivery, to any person
16 in this state or any group, blanket, or franchise health
17 insurance policy delivered or issued for delivery in this state
18 shall make available to the policyholder as part of the
19 application, for an appropriate additional premium, coverage for:

20 (a) Prescription and nonprescription enteral formulas for
21 home use which are physician prescribed as medically necessary
22 for the treatment of inherited diseases of amino acid, organic
23 acid, carbohydrate, or fat metabolism as well as malabsorption
24 originating from congenital defects present at birth or acquired
25 during the neonatal period. Such coverage for inherited diseases
26 of amino acids and organic acids shall include food products
27 modified to be low protein, in an amount not to exceed \$2,500
28 annually for any insured individual, through the age of 24.

29 (b) Amino-acid-based elemental formulas, regardless of the

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30 method of intake, for the medically necessary treatment of
31 medically diagnosed conditions such as severe multiple food
32 protein allergies, gastroesophageal reflux, eosinophilic
33 disorders, and short bowel syndrome when ordered by a licensed
34 physician.

35 (2) This section applies to any person or family
36 notwithstanding the existence of any preexisting condition.

37 Section 2. This act shall take effect October 1, 2008.