

By the Committee on General Government Appropriations; and
Senators Posey and Storms

601-07391-08

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1 A bill to be entitled

2 An act relating to health insurance; amending s. 627.4236,
3 F.S.; revising the definition of the term "bone marrow
4 transplant"; amending ss. 627.642, 627.657, and 641.31,
5 F.S.; requiring an identification card containing
6 specified information to be given to insureds under health
7 benefit plans and group health insurance policies and
8 persons having health care services through health
9 maintenance contracts; providing that a company that
10 contracts with the state to provide medical services to
11 enrollees in the state group insurance program is exempt
12 from updating identification cards that were issued before
13 a specified date; providing applicability; providing an
14 effective date.

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

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18 Section 1. Subsection (1) of section 627.4236, Florida
19 Statutes, is amended to read:

20 627.4236 Coverage for bone marrow transplant procedures.--

21 (1) As used in this section, the term "bone marrow
22 transplant" means human blood precursor cells administered to a
23 patient to restore normal hematological and immunological
24 functions following ablative or nonablative therapy with curative
25 or life-prolonging intent. Human blood precursor cells may be
26 obtained from the patient in an autologous transplant or from a
27 medically acceptable related or unrelated donor, and may be
28 derived from bone marrow, circulating blood, or a combination of
29 bone marrow and circulating blood. If chemotherapy is an integral

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30 part of the treatment involving bone marrow transplantation, the
31 term "bone marrow transplant" includes both the transplantation
32 and the chemotherapy.

33 Section 2. Subsection (3) is added to section 627.642,
34 Florida Statutes, to read:

35 627.642 Outline of coverage.--

36 (3) In addition to the outline of coverage, a policy as
37 specified in s. 627.6699(3)(k) must be accompanied by an
38 identification card that contains, at a minimum:

39 (a) The name of the organization issuing the policy or the
40 name of the organization administering the policy, whichever
41 applies.

42 (b) The name of the contract holder.

43 (c) The type of plan only if the plan is filed in the
44 state, an indication that the plan is self-funded, or the name of
45 the network.

46 (d) The member identification number, contract number, and
47 policy or group number, if applicable.

48 (e) A contact phone number or electronic address for
49 authorizations and admission certifications.

50 (f) A phone number or electronic address whereby the
51 covered person or hospital, physician, or other person rendering
52 services covered by the policy may obtain benefits verification
53 and information in order to estimate patient financial
54 responsibility, in compliance with privacy rules under the Health
55 Insurance Portability and Accountability Act.

56 (g) The national plan identifier, in accordance with the
57 compliance date set forth by the federal Department of Health and
58 Human Services.

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60 The identification card must present the information in a readily
61 identifiable manner or, alternatively, the information may be
62 embedded on the card and available through magnetic stripe or
63 smart card. The information may also be provided through other
64 electronic technology.

65 Section 3. Present subsection (2) of section 627.657,
66 Florida Statutes, is renumbered as subsection (3), and a new
67 subsection (2) is added to that section, to read:

68 627.657 Provisions of group health insurance policies.--

69 (2) The medical policy as specified in s. 627.6699(3)(k)
70 must be accompanied by an identification card that contains, at a
71 minimum:

72 (a) The name of the organization issuing the policy or name
73 of the organization administering the policy, whichever applies.

74 (b) The name of the certificateholder.

75 (c) The type of plan only if the plan is filed in the
76 state, an indication that the plan is self-funded, or the name of
77 the network.

78 (d) The member identification number, contract number, and
79 policy or group number, if applicable.

80 (e) A contact phone number or electronic address for
81 authorizations and admission certifications.

82 (f) A phone number or electronic address whereby the
83 covered person or hospital, physician, or other person rendering
84 services covered by the policy may obtain benefits verification
85 and information in order to estimate patient financial
86 responsibility, in compliance with privacy rules under the Health
87 Insurance Portability and Accountability Act.

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88 (g) The national plan identifier, in accordance with the
89 compliance date set forth by the federal Department of Health and
90 Human Services.

91
92 The identification card must present the information in a readily
93 identifiable manner or, alternatively, the information may be
94 embedded on the card and available through magnetic stripe or
95 smart card. The information may also be provided through other
96 electronic technology.

97 Section 4. Subsection (41) is added to section 641.31,
98 Florida Statutes, to read:

99 641.31 Health maintenance contracts.--

100 (41) The contract, certificate, or member handbook must be
101 accompanied by an identification card that contains, at a
102 minimum:

103 (a) The name of the organization offering the contract or
104 name of the organization administering the contract, whichever
105 applies.

106 (b) The name of the subscriber.

107 (c) A statement that the health plan is a health
108 maintenance organization. Only a health plan with a certificate
109 of authority issued under this chapter may be identified as a
110 health maintenance organization.

111 (d) The member identification number, contract number, and
112 group number, if applicable.

113 (e) A contact phone number or electronic address for
114 authorizations and admission certifications.

115 (f) A phone number or electronic address whereby the
116 covered person or hospital, physician, or other person rendering

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117 services covered by the contract may obtain benefits verification
118 and information in order to estimate patient financial
119 responsibility, in compliance with privacy rules under the Health
120 Insurance Portability and Accountability Act.

121 (g) The national plan identifier, in accordance with the
122 compliance date set forth by the federal Department of Health and
123 Human Services.

124
125 The identification card must present the information in a readily
126 identifiable manner or, alternatively, the information may be
127 embedded on the card and available through magnetic stripe or
128 smart card. The information may also be provided through other
129 electronic technology.

130 Section 5. Notwithstanding the provisions of this act, a
131 company that contracts with the State of Florida pursuant to s.
132 110.123, Florida Statutes, to provide medical services to
133 enrollees in the state group insurance program is not required to
134 update any identification card issued to such enrollees before
135 January 1, 2009, in order to conform with this act.

136 Identification cards for enrollees in the state group insurance
137 program issued on or after January 1, 2009, must contain all
138 information required by this act.

139 Section 6. This act shall take effect January 1, 2009, and
140 shall apply to identification cards issued for policies or
141 certificates issued or renewed on or after that date.