

Amendment No.

CHAMBER ACTION

Senate

House

.

1 Representative R. Garcia offered the following:

2
3 **Amendment to Amendment (364545) (with title amendment)**

4 Between lines 847 and 848, insert:

5 Section 8. Paragraph (v) of subsection (3) of section
6 627.6699, Florida Statutes, is amended to read:

7 627.6699 Employee Health Care Access Act.--

8 (3) DEFINITIONS.--As used in this section, the term:

9 (v) "Small employer" means, in connection with a health
10 benefit plan with respect to a calendar year and a plan year,
11 any person, sole proprietor, self-employed individual,
12 independent contractor, firm, corporation, partnership, or
13 association that is actively engaged in business, has its
14 principal place of business in this state, employed an average
15 of at least 1 but not more than 50 eligible employees on
16 business days during the preceding calendar year, the majority

732043

4/18/2008 8:49 AM

Amendment No.

17 of whom were employed within this state, and employs at least 1
18 employee on the first day of the plan year, and is not formed
19 primarily for purposes of purchasing health insurance. In
20 determining the number of eligible employees, companies that are
21 an affiliated group as defined in s. 1504(a) of the Internal
22 Revenue Code shall be considered one employer. For purposes of
23 this section, a sole proprietor, an independent contractor, or a
24 self-employed individual is considered a small employer only if
25 all of the conditions and criteria established in this section
26 are met.

27
28
29 -----
30 **T I T L E A M E N D M E N T**

31 Remove lines 974-977 and insert:
32 revising the definition of "small employer" for purposes of the
33 Employee Health Care Access Act; amending s. 641.402, F.S.;