



809004

CHAMBER ACTION

Senate

House

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Floor: 4/AD/2R  
4/10/2008 9:59 AM

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1 Senator Peaden moved the following **amendment**:

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

4 Between line(s) 343 and 344

5 insert:

6  
7 Section 5. Effective upon this act becoming a law and  
8 applicable to policies issued or renewed on or after that date,  
9 paragraph (v) of subsection (3) of section 627.6699, Florida  
10 Statutes, is amended to read:

11 627.6699 Employee Health Care Access Act.--

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

13 (v) "Small employer" means, in connection with a health  
14 benefit plan with respect to a calendar year and a plan year, any  
15 person, sole proprietor, self-employed individual, independent  
16 contractor, firm, corporation, partnership, or association that  
17 is actively engaged in business, has its principal place of



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18 business in this state, employed an average of at least 1 but not  
19 more than 50 eligible employees on business days during the  
20 preceding calendar year, the majority of whom were employed  
21 within this state, ~~and~~ employs at least 1 employee on the first  
22 day of the plan year, and is not formed primarily for the purpose  
23 of purchasing health insurance. In determining the number of  
24 eligible employees, companies that are an affiliated group as  
25 defined in s. 1504(a) of the Internal Revenue Code shall be  
26 considered one employer. For purposes of this section, a sole  
27 proprietor, an independent contractor, or a self-employed  
28 individual is considered a small employer only if all of the  
29 conditions and criteria established in this section are met.  
30

31 ===== T I T L E A M E N D M E N T =====

32 And the title is amended as follows:

33 On line(s) 54, after the semicolon,  
34 insert:

35  
36 amending s. 627.6699, F.S.; redefining the term "small  
37 employer" for purposes of the Employee Health Care Access  
38 Act;