

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  
 20           for:

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

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29 | annually for any insured individual, through the age of 24.

30 |       (b) Amino-acid-based elemental formulas, regardless of the  
31 | method of intake, for the medically necessary treatment of  
32 | medically diagnosed conditions such as severe multiple food  
33 | protein allergies, gastroesophageal reflux, eosinophilic  
34 | disorders, and short bowel syndrome when ordered by a licensed  
35 | physician.

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

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