

By Senator Altman

24-00888A-09

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1                   A bill to be entitled  
 2           An act relating to Medicare; amending s. 627.6741,  
 3           F.S.; requiring that certain insurers issue a Medicare  
 4           supplement policy to any individual who is younger  
 5           than 65 years of age and eligible for Medicare due to  
 6           having end-stage renal disease; providing an effective  
 7           date.

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

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 11           Section 1. Subsection (1) of section 627.6741, Florida  
 12           Statutes, is amended to read:

13           627.6741 Issuance, cancellation, nonrenewal, and  
 14           replacement.—

15           (1) An insurer issuing Medicare supplement policies in this  
 16           state shall offer the opportunity of enrolling in a Medicare  
 17           supplement policy, without conditioning the issuance or  
 18           effectiveness of the policy on, and without discriminating in  
 19           the price of the policy based on, the medical or health status  
 20           or receipt of health care by the individual:

21           (a) To any individual who is 65 years of age or older and  
 22           who resides in this state, upon the request of the individual  
 23           during the 6-month period beginning with the first month in  
 24           which the individual has attained 65 years of age and is  
 25           enrolled in Medicare Part ~~part~~ B. ~~or~~

26           (b) To any individual who is 65 years of age or older and  
 27           is enrolled in Medicare Part ~~part~~ B, who resides in this state,  
 28           upon the request of the individual during the 2-month period  
 29           following termination of coverage under a group health insurance

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30 policy.

31 (c) To any individual who resides in this state, who is  
32 younger than 65 years of age and eligible for Medicare due to  
33 having end-stage renal disease, and who is enrolled in Medicare  
34 Part B, upon the request of the individual within 6 months after  
35 becoming eligible for Medicare, or by January 1, 2010, whichever  
36 occurs later.

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38 A Medicare supplement policy issued to an individual under  
39 paragraph (a) or paragraph (b) may not exclude benefits based on  
40 a preexisting condition if the individual has a continuous  
41 period of creditable coverage, as defined in s. 627.6561(5), of  
42 at least 6 months as of the date of application for coverage.

43 Section 2. This act shall take effect July 1, 2009.