

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Fresen offered the following:

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3 **Amendment (with title amendment)**

4 Between lines 1833 and 1834, insert:

5 Section 31. Subsection (3) is added to section 626.9541,
6 Florida Statutes, to read:

7 626.9541 Unfair methods of competition and unfair or
8 deceptive acts or practices defined.-

9 (3) WELLNESS PROGRAMS.-An insurer issuing a group or
10 individual health benefit plan may offer a voluntary wellness or
11 health-improvement program that allows for rewards or
12 incentives, including, but not limited to, merchandise, gift
13 cards, debit cards, premium discounts or rebates, contributions
14 towards a member's health savings account, modifications to
15 copayment, deductible, or coinsurance amounts, or any
16 combination of these incentives, to encourage or reward

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17 participation in the program. The health plan member may be
18 required to provide verification, such as a statement from his
19 or her physician, that a medical condition makes it unreasonably
20 difficult or medically inadvisable for the individual to
21 participate in the wellness program. Any reward or incentive
22 established under this subsection is not an insurance benefit
23 and does not violate this section. This subsection does not
24 prohibit an insurer from offering incentives or rewards to
25 members for adherence to wellness or health improvement programs
26 if otherwise allowed by state or federal law.

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29 **T I T L E A M E N D M E N T**

30 Remove line 181 and insert:
31 certain purposes; amending s. 626.9541, F.S.; authorizing
32 an insurer offering a group or individual health benefit
33 plan to offer a wellness program; authorizing rewards or
34 incentives; providing that such rewards or incentives are
35 not insurance benefits; providing for verification of a
36 member's inability to participate for medical reasons;
37 providing an effective date.