

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Hays offered the following:

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

4 Between lines 1741 and 1742, insert:

5 Section 18. Subsections (1) and (4) of section 641.402,
6 Florida Statutes, are amended to read:

7 641.402 Definitions.—As used in this part, the term:

8 (1) "Basic services" includes any of the following:
9 emergency care, physician care other than hospital inpatient
10 physician services, ambulatory diagnostic treatment, limited
11 benefit hospital services, and preventive health care services.
12 For purposes of this subsection, the term "limited benefit
13 hospital services" means episodic, noncatastrophic hospital
14 inpatient services that are provided as a companion to other
15 basic services under this part, with a maximum benefit coverage
16 of 5 days in a calendar year, and that may include the provision

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Approved For Filing: 4/28/2010 12:43:21 PM

Amendment No.

17 of inpatient physician services. The maximum dollar amount of
18 coverage for a limited benefit hospital service may not exceed
19 \$15,000 per year.

20 (4) "Prepaid health clinic" means any organization
21 authorized under this part which provides, either directly or
22 through arrangements with other persons, basic services to
23 persons enrolled with such organization, on a prepaid per capita
24 or prepaid aggregate fixed-sum basis, including those basic
25 services which subscribers might reasonably require to maintain
26 good health. ~~However, no clinic that provides or contracts for,~~
27 ~~either directly or indirectly, inpatient hospital services,~~
28 ~~hospital inpatient physician services, or indemnity against the~~
29 ~~cost of such services shall be a prepaid health clinic.~~

30 Section 19. Subsection (1) of section 641.407, Florida
31 Statutes, is amended to read:

32 641.407 Minimum surplus.—

33 (1) Each prepaid health clinic shall have and maintain
34 minimum surplus in accordance with the following schedule:

35 (a) On July 1, 2010, and until December 31, 2013, \$500,000
36 or 10 percent of total liabilities, whichever is greater, for
37 prepaid health clinics with no more than 1,500 enrollees that
38 are being provided with limited benefit hospital services.

39 (b) On July 1, 2010, and until December 31, 2013, \$750,000
40 or 10 percent of total liabilities, whichever is greater, for
41 prepaid health clinics with no more than 2,500 enrollees that
42 are being provided with limited benefit hospital services.

43 (c) On July 1, 2010, and until December 31, 2013, \$1
44 million or 10 percent of total liabilities, whichever is

922015

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Amendment No.

45 greater, for prepaid health clinics with no more than 3,500
46 enrollees that are being provided with limited benefit hospital
47 services.

48 (d) On January 1, 2014, and thereafter, each prepaid
49 health clinic that offers essential benefits shall have and
50 maintain minimum surplus equal to the amount required by state
51 or federal law for a health insurer or health maintenance
52 organization, including all other applicable statutory criteria
53 pertaining to such minimum surplus. ~~On January 1, 1996, \$150,000~~
54 ~~or 10 percent of total liabilities, whichever is greater.~~

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

59 Remove line 102 and insert:

60 manufacturer permits; amending s. 641.402, F.S.; revising
61 definitions; amending s. 641.407, F.S.; revising a schedule for
62 minimum surplus requirements for prepaid health clinics;
63 providing an effective date.