



699100

LEGISLATIVE ACTION

Senate	.	House
	.	
	.	
	.	
	.	
	.	

Senator Garcia moved the following:

Senate Amendment (with title amendment)

Between lines 2670 and 2671

insert:

Section 71. Subsection (5) of section 408.909, Florida Statutes, is amended to read:

408.909 Health flex plans.—

(5) ELIGIBILITY.—Eligibility to enroll in an approved health flex plan is limited to residents of this state who:

~~(a)1. Are 64 years of age or younger;~~

1.2. Have a family income equal to or less than 300 percent of the federal poverty level;

2.3. Are not covered by a private insurance policy and are



699100

14 not eligible for coverage through a public health insurance
15 program, such as Medicare or Medicaid, or another public health
16 care program, such as Kidcare, and have not been covered at any
17 time during the past 6 months, except that:

18 a. A person who was covered under an individual health
19 maintenance contract issued by a health maintenance organization
20 licensed under part I of chapter 641 which was also an approved
21 health flex plan on October 1, 2008, may apply for coverage in
22 the same health maintenance organization's health flex plan
23 without a lapse in coverage if all other eligibility
24 requirements are met; or

25 b. A person who was covered under Medicaid or Kidcare and
26 lost eligibility for the Medicaid or Kidcare subsidy due to
27 income restrictions within 90 days prior to applying for health
28 care coverage through an approved health flex plan may apply for
29 coverage in a health flex plan without a lapse in coverage if
30 all other eligibility requirements are met; and

31 ~~3.4.~~ Have applied for health care coverage as an individual
32 through an approved health flex plan and have agreed to make any
33 payments required for participation, including periodic payments
34 or payments due at the time health care services are provided;
35 or

36 (b) Are part of an employer group of which at least 75
37 percent of the employees have a family income equal to or less
38 than 300 percent of the federal poverty level and the employer
39 group is not covered by a private health insurance policy and
40 has not been covered at any time during the past 6 months. If
41 the health flex plan entity is a health insurer, health plan, or
42 health maintenance organization licensed under Florida law, only



699100

43 50 percent of the employees must meet the income requirements
44 for the purpose of this paragraph.

45

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

47 And the title is amended as follows:

48 Delete line 212

49 and insert:

50 expiration date under certain circumstances; amending
51 s. 408.909, F.S.; revising the eligibility
52 requirements to enroll in a health flex plan; amending
53 s.