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LEGISLATIVE ACTION

Senate

House

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Floor: WD/2R

05/05/2011 04:55 PM

Senator Rich moved the following:

1 **Senate Amendment to Amendment (351842) (with title**
2 **amendment)**

3
4 Between lines 569 and 570
5 insert:

6 Section 11. Subsection (4) of section 409.814, Florida
7 Statutes, is amended to read:

8 409.814 Eligibility.—A child who has not reached 19 years
9 of age whose family income is equal to or below 200 percent of
10 the federal poverty level is eligible for the Florida Kidcare
11 program as provided in this section. For enrollment in the
12 Children’s Medical Services Network, a complete application
13 includes the medical or behavioral health screening. If,



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14 subsequently, an individual is determined to be ineligible for
15 coverage, he or she must immediately be disenrolled from the
16 respective Florida Kidcare program component.

17 (4) The following children are not eligible to receive
18 Title XXI-funded premium assistance for health benefits coverage
19 under the Florida Kidcare program, except under Medicaid if the
20 child would have been eligible for Medicaid under s. 409.903 or
21 s. 409.904 as of June 1, 1997:

22 ~~(a) A child who is eligible for coverage under a state~~
23 ~~health benefit plan on the basis of a family member's employment~~
24 ~~with a public agency in the state.~~

25 (a) ~~(b)~~ A child who is covered under a family member's group
26 health benefit plan or under other private or employer health
27 insurance coverage, if the cost of the child's participation is
28 not greater than 5 percent of the family's income. If a child is
29 otherwise eligible for a subsidy under the Florida Kidcare
30 program and the cost of the child's participation in the family
31 member's health insurance benefit plan is greater than 5 percent
32 of the family's income, the child may enroll in the appropriate
33 subsidized Kidcare program.

34 (b) ~~(c)~~ A child who is seeking premium assistance for the
35 Florida Kidcare program through employer-sponsored group
36 coverage, if the child has been covered by the same employer's
37 group coverage during the 60 days prior to the family's
38 submitting an application for determination of eligibility under
39 the program.

40 (c) ~~(d)~~ A child who is an alien, but who does not meet the
41 definition of qualified alien, in the United States.

42 (d) ~~(e)~~ A child who is an inmate of a public institution or



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43 a patient in an institution for mental diseases.

44 (e)~~(f)~~ A child who is otherwise eligible for premium
45 assistance for the Florida Kidcare program and has had his or
46 her coverage in an employer-sponsored or private health benefit
47 plan voluntarily canceled in the last 60 days, except those
48 children whose coverage was voluntarily canceled for good cause,
49 including, but not limited to, the following circumstances:

50 1. The cost of participation in an employer-sponsored
51 health benefit plan is greater than 5 percent of the family's
52 income;

53 2. The parent lost a job that provided an employer-
54 sponsored health benefit plan for children;

55 3. The parent who had health benefits coverage for the
56 child is deceased;

57 4. The child has a medical condition that, without medical
58 care, would cause serious disability, loss of function, or
59 death;

60 5. The employer of the parent canceled health benefits
61 coverage for children;

62 6. The child's health benefits coverage ended because the
63 child reached the maximum lifetime coverage amount;

64 7. The child has exhausted coverage under a COBRA
65 continuation provision;

66 8. The health benefits coverage does not cover the child's
67 health care needs; or

68 9. Domestic violence led to loss of coverage.

69 Section 12. Effective July 1, 2011, and notwithstanding s.
70 409.814(4)(a), Florida Statutes, a child who is eligible for
71 coverage under a state health benefit plan on the basis of a



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72 family member's employment with a public agency in the state is
73 eligible to participate in and receive Title XXI-funded coverage
74 from the Florida KidCare program if the child is otherwise
75 eligible.

76

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

78 And the title is amended as follows:

79 Between lines 4002 and 4003

80 insert:

81 amending s. 409.814, F.S.; deleting a provision that
82 prohibits a child who is eligible for coverage under a
83 state health benefit plan on the basis of a family
84 member's employment with a state agency from receiving
85 premium assistance for health benefits under Kidcare;
86 providing that a child who is eligible for coverage
87 under a state health benefit plan on the basis of a
88 family member's employment with a state agency is
89 eligible to participate in and receive coverage under
90 KidCare;