



238196

LEGISLATIVE ACTION

Senate	.	House
	.	
	.	
Floor: 3/AD/RM	.	Floor: SENA3/C
03/08/2012 06:37 PM	.	03/08/2012 10:36 PM
	.	

Senator Flores moved the following:

1 **Senate Amendment to House Amendment (504515) (with title**
2 **amendment)**

3
4 Delete line 489
5 and insert:

6 Section 10. Effective May 12, 2012, paragraph (h) is added
7 to subsection (1) of section 627.602, Florida Statutes, to read:

8 627.602 Scope, format of policy.-

9 (1) Each health insurance policy delivered or issued for
10 delivery to any person in this state must comply with all
11 applicable provisions of this code and all of the following
12 requirements:

13 (h) Section 641.312 and the provisions of the Employee



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14 Retirement Income Security Act of 1974, as implemented by 29
15 C.F.R. s. 2560.503-1, relating to internal grievances. This
16 paragraph does not apply to a health insurance policy that is
17 subject to the subscriber assistance program under s. 408.7056
18 or to the types of benefits or coverages provided under s.
19 627.6561(5)(b)-(e) issued in any market.

20 Section 11. Effective May 12, 2012, section 627.6513,
21 Florida Statutes, is created to read:

22 627.6513 Scope.—Section 641.312 and the provisions of the
23 Employee Retirement Income Security Act of 1974, as implemented
24 by 29 C.F.R. s. 2560.503-1, relating to internal grievances,
25 apply to all group health insurance policies issued under this
26 part. This section does not apply to a group health insurance
27 policy that is subject to the subscriber assistance program in
28 s. 408.7056 or to the types of benefits or coverages provided
29 under s. 627.6561(5)(b)-(e) issued in any market.

30 Section 12. Effective May 12, 2012, section 641.312,
31 Florida Statutes, is created to read:

32 641.312 Scope.—The Office of Insurance Regulation may adopt
33 rules to administer the provisions of the National Association
34 of Insurance Commissioners' Uniform Health Carrier External
35 Review Model Act, issued by the National Association of
36 Insurance Commissioners and dated April 2010. This section does
37 not apply to a health maintenance contract that is subject to
38 the subscriber assistance program under s. 408.7056 or to the
39 types of benefits or coverages provided under s. 625.6561(5)(b)-
40 (e) issued in any market.

41 Section 13. Except as otherwise expressly provided in this
42 act and except for this section, which shall take effect upon



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43 this act becoming a law, this act shall take effect July 1,
44 2012.

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 lines 533 - 534

49 and insert:

50 establishing enrollment requirements; amending s.
51 627.602, F.S.; applying federal internal grievance
52 procedures to certain health insurance policies;
53 providing exceptions; creating s. 627.6513, F.S.;
54 applying federal internal grievance procedures to
55 certain group health insurance policies; providing
56 exceptions; creating s. 641.312, F.S.; authorizing the
57 Office of Insurance Regulation to adopt rules to
58 administer the federal procedures; providing effective
59 dates.