



641612

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/22/2013	.	
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The Committee on Appropriations (Richter) recommended the following:

Senate Amendment (with title amendment)

Delete lines 1341 - 1411
and insert:

(d) Transfer all records to the Department of Financial Services, which shall serve as custodian of such records.

(e) Execute a legal dissolution of the association and report such action to the Chief Financial Officer, the Insurance Commissioner, the President of the Senate, and the Speaker of the House of Representatives.

~~(2) The office shall, after consultation with the health insurers licensed in this state, adopt a market assistance plan~~



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13 ~~to assist in the placement of risks of Florida Comprehensive~~
14 ~~Health Association applicants. All health insurers and health~~
15 ~~maintenance organizations licensed in this state shall~~
16 ~~participate in the plan.~~

17 ~~(3) Guidelines for the use of such program shall be a part~~
18 ~~of the association's plan of operation. The guidelines shall~~
19 ~~describe which types of applications are to be exempt from~~
20 ~~submission to the market assistance plan. An exemption shall be~~
21 ~~based upon a determination that due to a specific health~~
22 ~~condition an applicant is ineligible for coverage in the~~
23 ~~standard market. The guidelines shall also describe how the~~
24 ~~market assistance plan is to be conducted, and how the periodic~~
25 ~~reviews to depopulate the association are to be conducted.~~

26 ~~(4) If a carrier is found through the market assistance~~
27 ~~plan, the individual shall apply to that company. If the~~
28 ~~individual's application is accepted, association coverage shall~~
29 ~~terminate upon the effective date of the coverage with the~~
30 ~~private carrier. For the purpose of applying a preexisting~~
31 ~~condition limitation or exclusion, any carrier accepting a risk~~
32 ~~pursuant to this section shall provide coverage as if it began~~
33 ~~on the date coverage was effectuated on behalf of the~~
34 ~~association, and shall be indemnified by the association for~~
35 ~~claims costs incurred as a result of utilizing such effective~~
36 ~~date.~~

37 ~~(5) The association shall establish a policyholder~~
38 ~~assistance program by July 1, 1991, to assist in placing~~
39 ~~eligible policyholders in other coverage programs, including~~
40 ~~Medicare and Medicaid.~~

41 ~~Section 35. Section 627.64872, Florida Statutes, is~~



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42 repealed.

43 Section 36. Effective October 1, 2015, sections 627.648,
44 627.6482, 627.6484, 627.6486, 627.6488, 627.6489, 627.649,
45 627.6492, 627.6494, 627.6496, 627.6498, and 627.6499, Florida
46 Statutes, are repealed.

47
48 ===== T I T L E A M E N D M E N T =====

49 And the title is amended as follows:

50 Delete lines 157 - 176

51 and insert:

52 Department of Financial Services; repealing s.
53 627.64872, F.S., relating to the Florida Health
54 Insurance Plan; providing for the future repeal of ss.
55 627.648, 627.6482, 627.6484, 627.6486, 627.6488,
56 627.6489, 627.649, 627.6492, 627.6494, 627.6496,
57 627.6498, and 627.6499, F.S., relating to the Florida
58 Comprehensive Health Association Act, definitions,
59 termination of enrollment and availability of other
60 coverage, eligibility, the Florida Comprehensive
61 Health Association, the Disease Management Program,
62 the administrator of the health insurance plan,
63 participation of insurers, insurer assessments,
64 deferment, and assessment limitations, issuing of
65 policies, minimum benefits coverage and exclusions,
66 premiums, and deductibles, and reporting by insurers
67 and third-party administrators, respectively; amending