



643486

LEGISLATIVE ACTION

Senate . House

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Floor: WD/2R .

04/24/2013 11:03 AM .

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Senator Clemens moved the following:

Senate Amendment (with title amendment)

Between lines 489 and 490

insert:

Section 14. Section 626.9959, Florida Statutes, is created
to read:

626.9959 Navigator entities.-

(1) As used in this part, the term "navigator entity" means
a corporation that is exempt from taxation under s. 501(c) of
the Internal Revenue Code and that is contracted or
subcontracted with a health insurance exchange to perform
activities pursuant to 42 U.S.C. s. 18031(i)(1).

(2) The application for registration described under s.



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14 626.9952(2) must allow the applicant the option of identifying a
15 navigator entity on behalf of which the applicant intends to
16 perform the activities of a navigator.

17 (3) An individual who performs the activities of a
18 navigator under the sanction of and exclusively on behalf of a
19 navigator entity:

20 (a) Is exempt from the requirements of s. 626.9953(3)(g),
21 (4), (5), and (6); and

22 (b) Is not subject to the revocation of registration as a
23 navigator or to a penalty or fine for violation of s. 626.9956
24 for a first offense.

25 (4) Before determining the nature and severity of any
26 penalties or fines levied pursuant to s. 626.9956, the
27 department shall:

28 (a) Notify the navigator entity named on the individual's
29 application for registration in writing of the specific nature
30 of the infraction or offense;

31 (b) Suspend such determination for 30 days after providing
32 such notification, unless a written response is received from
33 the navigator entity during the 30-day period; and

34 (c) Consider any information provided by the navigator
35 entity pertaining to the navigator and the infraction, which may
36 include, but is not limited to, information concerning internal
37 punishment levied, corrective action required by the exchange,
38 and any mitigating circumstances.

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

41 And the title is amended as follows:

42 Delete line 47



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43 and insert:
44 to adopt rules; creating s. 626.9959, F.S.; providing
45 for navigator entities; revising the requirements
46 relating to the imposition of fines and penalties on a
47 navigator performing activities under a navigator
48 entity; amending s. 627.402, F.S.; providing