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LEGISLATIVE ACTION

Senate

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House

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Senator Latvala moved the following:

**Senate Amendment (with title amendment)**

Delete line 431

and insert:

Section 11. Effective January 1, 2016, subsection (3) is added to section 627.6474, Florida Statutes, to read:

627.6474 Provider contracts.—

(3) (a) A health insurer may not require an ophthalmologist licensed pursuant to chapter 458 or chapter 459 or an optometrist licensed pursuant to chapter 463 to join a network solely for the purpose of credentialing the licensee for another



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12 insurer's vision network. This paragraph does not prevent a  
13 health insurer from entering into a contract with another  
14 insurer's vision care plan to use the vision network.

15 (b) A health insurer may not restrict or limit an  
16 ophthalmologist licensed pursuant to chapter 458 or chapter 459,  
17 an optometrist licensed pursuant to chapter 463, or an optician  
18 licensed pursuant to part I of chapter 484 to specific suppliers  
19 of materials or optical laboratories. This paragraph does not  
20 restrict or limit a health insurer in determining specific  
21 amounts of coverage or reimbursement for the use of network or  
22 out-of-network suppliers or laboratories.

23 (c) A health insurer's online vision care network provider  
24 directory must be updated monthly to reflect the vision care  
25 providers currently participating in the health insurer's  
26 network.

27 (d) A knowing violation of paragraph (a) or paragraph (b)  
28 constitutes an unfair insurance trade practice under s.  
29 626.9541(1)(d).

30 Section 12. Effective January 1, 2016, subsection (14) is  
31 added to section 636.035, Florida Statutes, to read:

32 636.035 Provider arrangements.—

33 (14) (a) A prepaid limited health service organization may  
34 not require an ophthalmologist licensed pursuant to chapter 458  
35 or chapter 459 or an optometrist licensed pursuant to chapter  
36 463 to join a network solely for the purpose of credentialing  
37 the licensee for another organization's vision network. This  
38 paragraph does not prevent such organization from entering into  
39 a contract with another organization's vision care plan to use  
40 the vision network.



41 (b) A prepaid limited health service organization may not  
42 restrict or limit an ophthalmologist licensed pursuant to  
43 chapter 458 or chapter 459, an optometrist licensed pursuant to  
44 chapter 463, or an optician licensed pursuant to part I of  
45 chapter 484 to specific suppliers of materials or optical  
46 laboratories. This paragraph does not restrict or limit such  
47 organization in determining specific amounts of coverage or  
48 reimbursement for the use of network or out-of-network suppliers  
49 or laboratories.

50 (c) A prepaid limited health service organization's online  
51 vision care network provider directory must be updated monthly  
52 to reflect the vision care providers currently participating in  
53 the organization's network.

54 (d) A knowing violation of paragraph (a) or paragraph (b)  
55 constitutes an unfair insurance trade practice under s.  
56 626.9541(1)(d).

57 Section 13. Effective January 1, 2016, subsection (12) is  
58 added to section 641.315, Florida Statutes, to read:

59 641.315 Provider contracts.—

60 (12) (a) A health maintenance organization may not require  
61 an ophthalmologist licensed pursuant to chapter 458 or chapter  
62 459 or an optometrist licensed pursuant to chapter 463 to join a  
63 network solely for the purpose of credentialing the licensee for  
64 another organization's vision network. This paragraph does not  
65 prevent such organization from entering into a contract with  
66 another organization's vision care plan to use the vision  
67 network.

68 (b) A health maintenance organization may not restrict or  
69 limit an ophthalmologist licensed pursuant to chapter 458 or



70 chapter 459, an optometrist licensed pursuant to chapter 463, or  
71 an optician licensed pursuant to part I of chapter 484 to  
72 specific suppliers of materials or optical laboratories. This  
73 paragraph does not restrict or limit such organization in  
74 determining specific amounts of coverage or reimbursement for  
75 the use of network or out-of-network suppliers or laboratories.

76 (c) A health maintenance organization's online vision care  
77 network provider directory must be updated monthly to reflect  
78 the vision care providers currently participating in the  
79 organization's network.

80 (d) A knowing violation of paragraph (a) or paragraph (b)  
81 constitutes an unfair insurance trade practice under s.  
82 626.9541(1)(d).

83 Section 14. Except as otherwise expressly provided in this  
84 act, this act shall take effect July 1, 2015.

85  
86 ===== T I T L E A M E N D M E N T =====

87 And the title is amended as follows:

88 Delete lines 2 - 43

89 and insert:

90 An act relating to insurance; amending s. 627.0628,  
91 F.S.; requiring an insurer to employ in certain rate  
92 filings actuarial methods, principles, standards,  
93 models, or output ranges found by the Florida  
94 Commission on Hurricane Loss Projection Methodology to  
95 be accurate or reliable in determining probable  
96 maximum loss levels; authorizing an insurer to employ  
97 a model in a rate filing until 120 days after the  
98 expiration of the commission's acceptance of that



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99 model; deleting a provision that required insurers to  
100 employ a specified model in a rate filing made more  
101 than 60 days after the commission found the model to  
102 be accurate or reliable; amending s. 627.0651, F.S.;  
103 revising provisions for the making and use of rates  
104 for motor vehicle insurance; amending s. 627.3518,  
105 F.S.; conforming a cross-reference; amending s.  
106 627.4133, F.S.; increasing the amount of prior notice  
107 required with respect to the nonrenewal, cancellation,  
108 or termination of certain insurance policies; deleting  
109 certain provisions that require extended periods of  
110 prior notice with respect to the nonrenewal,  
111 cancellation, or termination of certain insurance  
112 policies; prohibiting the cancellation of certain  
113 policies that have been in effect for a specified  
114 amount of time except under certain circumstances;  
115 amending s. 627.4137, F.S.; adding licensed company  
116 adjusters to the list of persons who may respond to a  
117 claimant's written request for information relating to  
118 liability insurance coverage; amending s. 627.421,  
119 F.S.; authorizing a policyholder of personal lines  
120 insurance to affirmatively elect delivery of policy  
121 documents by electronic means; amending s. 627.7074,  
122 F.S.; revising notification requirements for  
123 participation in the neutral evaluation program;  
124 amending s. 627.736, F.S.; revising the applicability  
125 of certain Medicare fee schedules or payment  
126 limitations; defining the term "service year";  
127 amending s. 627.744, F.S.; revising the preinsurance



128 inspection requirements for private passenger motor  
129 vehicles; repealing s. 631.65, F.S., relating to  
130 prohibited advertisement or solicitation; amending ss.  
131 627.6474, 636.035, and 641.315, F.S.; providing that a  
132 health insurer, a prepaid limited health service  
133 organization, and a health maintenance organization,  
134 respectively, may not require a licensed  
135 ophthalmologist or optometrist to join a network  
136 solely for the purpose of credentialing the licensee  
137 for another vision network; providing that such  
138 insurers and organizations are not prevented by the  
139 act from entering into a contract with another vision  
140 care plan; providing that such insurers and  
141 organizations may not restrict or limit a licensed  
142 ophthalmologist, optometrist, or optician to specific  
143 suppliers of materials or optical laboratories;  
144 providing that such insurers and organizations are not  
145 restricted or limited by the act in determining  
146 certain amounts of coverage or reimbursement;  
147 requiring such insurers' and organizations' online  
148 vision care network provider directories to be updated  
149 monthly; providing that a violation of certain  
150 prohibitions in the act constitutes a specified unfair  
151 insurance trade practice; providing effective dates.