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LEGISLATIVE ACTION

Senate

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House

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Floor: 2/AD/2R

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03/02/2016 11:14 AM

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Senator Negron moved the following:

1 **Senate Substitute for Amendment (418906) (with title**
2 **amendment)**

3
4 Before line 50

5 insert:

6 Section 1. Subsection (11) of section 627.6131, Florida
7 Statutes, is amended to read:

8 627.6131 Payment of claims.—

9 (11) A health insurer may not retroactively deny a claim
10 because of insured ineligibility:

11 (a) At any time, if the health insurer verified the



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12 eligibility of an insured who is not a recipient of advance
13 payments of the federal premium tax credit and the insurer
14 issued an authorization for payment to a provider.

15 (b) For services authorized by the insurer and rendered
16 during the first 30 days of a federally required grace period
17 when an insured is a recipient of advance payments of the
18 federal premium tax credit.

19 (c) More than 1 year after the date of payment of the
20 claim.

21 Section 2. Subsection (10) of section 641.3155, Florida
22 Statutes, is amended to read:

23 641.3155 Prompt payment of claims.—

24 (10) A health maintenance organization may not
25 retroactively deny a claim because of subscriber ineligibility:

26 (a) At any time, if the health maintenance organization
27 verified the eligibility of a subscriber who is not a recipient
28 of advance payments of the federal premium tax credit and the
29 health maintenance organization issued an authorization for
30 payment to a provider.

31 (b) For services authorized by the health maintenance
32 organization and rendered during the first 30 days of a
33 federally required grace period when a subscriber is a recipient
34 of advance payments of the federal premium tax credit.

35 (c) More than 1 year after the date of payment of the
36 claim.

37
38 ===== T I T L E A M E N D M E N T =====

39 And the title is amended as follows:

40 Delete lines 2 - 3



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41 and insert:

42 An act relating to health care services; amending s.
43 627.6131, F.S.; prohibiting a health insurer from
44 retroactively denying a claim under specified
45 circumstances; amending s. 641.3155, F.S.; prohibiting
46 a health maintenance organization from retroactively
47 denying a claim under specified circumstances;
48 amending s. 395.003, F.S.; requiring