

By Senator Steube

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2017102__

1 A bill to be entitled
2 An act relating to the payment of health care claims;
3 amending s. 627.6131, F.S.; prohibiting a health
4 insurer from retroactively denying a claim under
5 specified circumstances; amending s. 641.3155, F.S.;
6 prohibiting a health maintenance organization from
7 retroactively denying a claim under specified
8 circumstances; providing an effective date.
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10 Be It Enacted by the Legislature of the State of Florida:
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12 Section 1. Subsection (11) of section 627.6131, Florida
13 Statutes, is amended to read:

14 627.6131 Payment of claims.—

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

17 (a) At any time, if the health insurer verified the
18 eligibility of an insured at the time of treatment and provided
19 an authorization number.

20 (b) More than 1 year after the date of payment of the
21 claim.

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

24 641.3155 Prompt payment of claims.—

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

27 (a) At any time, if the health maintenance organization
28 verified the eligibility of an insured at the time of treatment
29 and provided an authorization number.

30 (b) More than 1 year after the date of payment of the
31 claim.

32 Section 3. This act shall take effect July 1, 2017.