

By Senator Stargel

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1                                   A bill to be entitled  
 2           An act relating to health insurance coverage for  
 3           enteral formulas; amending s. 627.42395, F.S.;  
 4           revising criteria for the required coverage of enteral  
 5           formulas under specified health insurance policies;  
 6           requiring the state group insurance program to provide  
 7           coverage for certain enteral formulas and amino-acid-  
 8           based elemental formulas; specifying a limitation of  
 9           such coverage by the state group insurance program;  
 10          providing for future expiration; making technical  
 11          changes; providing an effective date.

12  
 13 Be It Enacted by the Legislature of the State of Florida:

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 15           Section 1. Section 627.42395, Florida Statutes, is amended  
 16 to read:

17           627.42395 Coverage for certain prescription and  
 18 nonprescription enteral formulas.—

19           (1) Notwithstanding any other ~~provision of~~ law, any health  
 20 insurance policy delivered or issued for delivery, to any person  
 21 in this state or any group, blanket, or franchise health  
 22 insurance policy delivered or issued for delivery in this state  
 23 must ~~shall~~ make available to the policyholder as part of the  
 24 application, for an appropriate additional premium, coverage for  
 25 prescription and nonprescription enteral formulas for home use  
 26 which are ordered or ~~physician~~ prescribed by a physician  
 27 licensed under chapter 458 or chapter 459 as medically necessary  
 28 for the treatment of inherited diseases of amino acid, organic  
 29 acid, carbohydrate, or fat metabolism as well as malabsorption

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30 originating from congenital defects present at birth or acquired  
31 during the neonatal period. Coverage for inherited diseases of  
32 amino acid ~~acids~~ and organic acid metabolism ~~must~~ ~~acids~~ ~~shall~~  
33 include food products modified to be low protein, in an amount  
34 not to exceed \$2,500 annually for any insured individual,  
35 through the age of 24. This subsection ~~section~~ applies to any  
36 person or family notwithstanding the existence of any  
37 preexisting condition.

38 (2) Notwithstanding subsection (1), the state group  
39 insurance program created under s. 110.123 must provide coverage  
40 for prescription and nonprescription enteral formulas and amino-  
41 acid-based elemental formulas, regardless of the method of  
42 delivery or intake, for home use which are ordered or prescribed  
43 by a physician licensed under chapter 458 or chapter 459 as  
44 medically necessary for the treatment of eosinophilic disorders,  
45 food protein-induced enterocolitis syndrome, inherited diseases  
46 of amino acid, organic acid, carbohydrate, or fat metabolism as  
47 well as malabsorption originating from congenital defects  
48 present at birth or acquired during the neonatal period. Such  
49 coverage may not exceed an amount of \$20,000 annually for any  
50 insured individual. This subsection expires December 31, 2021.

51 Section 2. This act shall take effect January 1, 2019.