

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; making technical changes;
9 providing applicability; providing an effective date.

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11 Be It Enacted by the Legislature of the State of Florida:

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13 Section 1. Section 627.42395, Florida Statutes, is amended
14 to read:

15 627.42395 Coverage for certain prescription and
16 nonprescription enteral formulas.—

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

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30 amino acid ~~acids~~ and organic acid metabolism ~~must~~ ~~acids~~ shall
31 include food products modified to be low protein, in an amount
32 not to exceed \$2,500 annually for any insured individual,
33 through the age of 24. This subsection ~~section~~ applies to any
34 person or family notwithstanding the existence of any
35 preexisting condition.

36 (2) Notwithstanding subsection (1), the state group
37 insurance program administered under s. 110.123 must provide
38 coverage for prescription and nonprescription enteral formulas
39 and amino-acid-based elemental formulas, regardless of the
40 method of delivery or intake, for home use which are ordered or
41 prescribed by a physician licensed under chapter 458 or chapter
42 459 as medically necessary for the treatment of:

43 (a) Eosinophilic disorders;

44 (b) Food protein-induced enterocolitis syndrome;

45 (c) Inherited diseases of amino acid, organic acid,
46 carbohydrate, or fat metabolism; or

47 (d) Malabsorption originating from congenital defects
48 present at birth, acquired during the neonatal period, or
49 diagnosed later in life.

50 Section 2. The amendment to s. 627.42395, Florida Statutes,
51 made by this act applies to health insurance policies and state
52 group health insurance plans beginning on or after January 1,
53 2020.

54 Section 3. This act shall take effect July 1, 2019.