

By Senator Cruz

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1 A bill to be entitled
2 An act relating to coverage for epinephrine injectors
3 for children; creating ss. 627.64161 and 627.65791,
4 F.S.; defining the term "epinephrine injector";
5 requiring certain individual and group health
6 insurance policies, respectively, to provide coverage
7 for epinephrine injectors prescribed by the treating
8 physician as medically necessary for an insured's
9 family member 18 years of age or younger; amending s.
10 641.31, F.S.; defining the term "epinephrine
11 injector"; requiring certain health maintenance
12 contracts to provide coverage for epinephrine
13 injectors prescribed by the treating physician as
14 medically necessary for a subscriber's family member
15 18 years of age or younger; providing an effective
16 date.

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

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20 Section 1. Section 627.64161, Florida Statutes, is created
21 to read:

22 627.64161 Coverage for epinephrine injectors for children.-

23 (1) As used in this section, the term "epinephrine
24 injector" includes:

25 (a) An epinephrine auto-injector, as defined in s.
26 381.88(2), which is approved by the United States Food and Drug
27 Administration for the administration of epinephrine into the
28 human body; and

29 (b) A single-use, prefilled syringe that contains a

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30 premeasured dose of epinephrine equivalent to the dosage used in
31 an epinephrine auto-injector and that is approved by the United
32 States Food and Drug Administration for the administration of
33 epinephrine into the human body.

34 (2) A health insurance policy that provides major medical
35 coverage for a family member of the insured must provide
36 coverage for epinephrine injectors prescribed by the treating
37 physician as medically necessary for an insured's family member
38 18 years of age or younger.

39 Section 2. Section 627.65791, Florida Statutes, is created
40 to read:

41 627.65791 Coverage for epinephrine injectors for children.-

42 (1) As used in this section, the term "epinephrine
43 injector" has the same meaning as in s. 627.64161.

44 (2) A group health insurance policy that provides major
45 medical coverage for a family member of the insured must provide
46 coverage for epinephrine injectors prescribed by the treating
47 physician as medically necessary for an insured's family member
48 18 years of age or younger.

49 Section 3. Subsection (48) is added to section 641.31,
50 Florida Statutes, to read:

51 641.31 Health maintenance contracts.-

52 (48) (a) As used in this subsection, the term "epinephrine
53 injector" has the same meaning as in s. 627.64161.

54 (b) A health maintenance contract that provides major
55 medical coverage for a family member of the subscriber must
56 provide coverage for epinephrine injectors prescribed by the
57 treating physician as medically necessary for a subscriber's
58 family member 18 years of age or younger.

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Section 4. This act shall take effect January 1, 2021.