

1 A bill to be entitled
 2 An act relating to dependent eligibility verification
 3 services; amending s. 110.12301, F.S.; requiring the
 4 Department of Management Services, rather than the
 5 Division of State Group Insurance, to directly provide
 6 or contract for certain services; removing
 7 requirements for such contract; removing obsolete
 8 language; revising the retention requirements for
 9 certain documentation; 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. Subsection (2) of section 110.12301, Florida
 14 Statutes, is amended to read:

15 110.12301 Competitive procurement of postpayment claims
 16 review services; and dependent eligibility verification
 17 services; public records exemption.—

18 (2) The department may directly provide or ~~Division of~~
 19 ~~State Group Insurance is directed to competitively procure a~~
 20 contract for dependent eligibility verification services for the
 21 state group insurance program; ~~however, compensation under the~~
 22 ~~contract may not exceed historical claim costs for the prior 12~~
 23 ~~months for the dependent populations disenrolled as a result of~~
 24 ~~the contractor's services.~~

25 ~~(a)1. By September 1, 2017, the division shall notify all~~

26 ~~subscribers regarding the eligibility rules for dependents.~~
 27 ~~Through November 30, 2017, the division must hold subscribers~~
 28 ~~harmless for past claims of ineligible dependents if such~~
 29 ~~dependents are removed from plan membership before December 1,~~
 30 ~~2017.~~

31 ~~2. Subparagraph 1. does not apply to any dependent~~
 32 ~~identified as ineligible before July 1, 2017, for which the~~
 33 ~~department has notified the state agency employing the~~
 34 ~~associated subscriber.~~

35 ~~(a)(b) The contractor providing dependent eligibility~~
 36 ~~verification services may request the following information from~~
 37 ~~Subscribers must provide all of the following information to the~~
 38 ~~department or the contractor providing dependent eligibility~~
 39 ~~verification services:~~

- 40 1. To prove a spouse's eligibility:
 - 41 a. If married fewer ~~less~~ than 12 months and the subscriber
 - 42 and his or her spouse have not filed a joint federal income tax
 - 43 return, a government-issued marriage certificate; or
 - 44 b. If married for 12 or more months, a transcript of the
 - 45 most recently filed federal income tax return.
- 46 2. To prove a biological child's or a newborn grandchild's
- 47 eligibility, a government-issued birth certificate.
- 48 3. To prove an adopted child's eligibility:
 - 49 a. An adoption certificate; or
 - 50 b. An adoption placement agreement and a petition for

51 adoption.

52 4. To prove a stepchild's eligibility:

53 a. A government-issued birth certificate for the
54 stepchild; and

55 b. The transcript of the subscriber's most recently filed
56 federal income tax return.

57 5. Any other information necessary to verify the
58 dependent's eligibility for enrollment in the state group
59 insurance program.

60 (b)~~(e)~~ If a document requested from a subscriber is not
61 confidential or exempt from public records requirements, the
62 division and the contractor shall disclose to all subscribers
63 that such information submitted to verify the eligibility of
64 dependents may be subject to disclosure and inspection under
65 chapter 119.

66 (c)~~(d)~~ A government-issued marriage license or marriage
67 certificate submitted for dependent eligibility verification
68 must include the date of the marriage between the subscriber and
69 the spouse.

70 (d)~~(e)~~ A government-issued birth certificate submitted for
71 dependent eligibility verification must list the parents' names.

72 (e)~~(f)~~ Foreign-born subscribers unable to obtain the
73 necessary documentation within the specified time period of
74 producing verification documentation may execute a signed
75 affidavit attesting to eligibility requirements.

76 ~~(f)(g)~~ Documentation submitted to verify eligibility may
77 be an original or a photocopy of an original document. Before
78 submitting a document, the subscriber may redact any information
79 on a document which is not necessary to verify the eligibility
80 of the dependent.

81 ~~(g)(h)~~ All documentation obtained ~~by the contractor~~ to
82 conduct the dependent eligibility verification services must be
83 retained in accordance with the applicable records retention
84 schedule ~~until June 30, 2019. The department or the contractor~~
85 ~~is not required to retain such documentation after June 30,~~
86 ~~2019, and shall destroy such documentation as soon as~~
87 ~~practicable after such date.~~

88 Section 2. This act shall take effect upon becoming a law.