

26 consisting of ss. 632.601-632.638, Florida Statutes, is created
27 and entitled "Fraternal Benefit Societies."

28 (2) Part II of chapter 632, Florida Statutes, consisting
29 of s. 632.6401, Florida Statutes, is created and entitled
30 "Nonprofit Membership Organizations and Agricultural Cooperative
31 Associations."

32 Section 3. Section 632.6401, Florida Statutes, is created
33 to read:

34 632.6401 Florida Nonprofit Health Coverage Deregulation
35 Act.—

36 (1) This section may be cited as the "Florida Nonprofit
37 Health Coverage Deregulation Act of 2023."

38 (2) The purpose of this section is to allow nonprofit
39 membership organizations and agricultural cooperative
40 associations to offer health coverage options to their members.

41 (3) As used in this section, the term:

42 (a) "Agricultural cooperative association" means an
43 association established to promote, foster, and encourage the
44 marketing of agricultural products through cooperation of
45 agricultural producers.

46 (b) "Nonprofit membership organization" means a
47 professional or trade association or any entity with dues paying
48 members which is exempt from federal income tax under s.
49 501(c)(3) of the Internal Revenue Code and which exists to serve
50 its members beyond just offering health coverage.

51 (4) A nonprofit membership organization or an agricultural
52 cooperative association may offer health care benefit coverage
53 to its members. Such health care benefit coverage is not
54 considered insurance, notwithstanding any provision of law to
55 the contrary. A nonprofit membership organization or an
56 agricultural cooperative association offering health care
57 benefit coverage to its members:

58 (a) May, by a reinsurance agreement, cede any individual
59 risk in whole or in part to an insurer having the power to make
60 such reinsurance and authorized to do business in the state.

61 (b) Shall, by February 28 of each year, file a signed,
62 certified statement of actuarial opinion with the Commissioner
63 of Insurance Regulation.

64 (5) The commission may adopt rules to administer this
65 section.

66 Section 4. This act shall take effect January 1, 2024.