

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Health Care Facilities &
2 Systems Subcommittee

3 Representative Tramont offered the following:

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5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 **Section 1. Subsection (1) of section 409.904, Florida**
8 **Statutes, is amended to read:**

9 409.904 Optional payments for eligible persons.—The agency
10 may make payments for medical assistance and related services on
11 behalf of the following persons who are determined to be
12 eligible subject to the income, assets, and categorical
13 eligibility tests set forth in federal and state law. Payment on
14 behalf of these Medicaid eligible persons is subject to the

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15 availability of moneys and any limitations established by the
16 General Appropriations Act or chapter 216.

17 (1) (a) Subject to federal waiver approval, a person who is
18 age 65 or older or is determined to be disabled, whose income is
19 at or below 88 percent of the federal poverty level, whose
20 assets do not exceed established limitations, and who is not
21 eligible for Medicare or, if eligible for Medicare, is also
22 eligible for and receiving Medicaid-covered institutional care
23 services, hospice services, or home and community-based
24 services. The agency shall seek federal authorization through a
25 waiver to provide this coverage.

26 (b)1. A person who is eligible for Medicaid under
27 paragraph (a) and receiving Medicaid-covered institutional care
28 services, hospice services, or home and community-based services
29 pursuant to s. 393.066 or s. 409.978 and who is permanently
30 disabled shall be presumed eligible for continued coverage for
31 these Medicaid-covered services during any redetermination
32 process, and the agency shall continue to make payments for such
33 services, unless information becomes available that conclusively
34 documents a change in the person's disability or economic status
35 that would affect eligibility.

36 2. The agency shall seek modifications to federal
37 authorization to establish lifetime benefits for a permanently
38 disabled person as described in subparagraph 1.

39 **Section 2.** This act shall take effect July 1, 2025.

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T I T L E A M E N D M E N T

Remove everything before the enacting clause and insert:
An act relating to Medicaid enrollment for permanently
disabled individuals; amending s. 409.904, F.S.;
requiring that Medicaid-eligible persons who receive
specified Medicaid-covered services and who are
permanently disabled be presumed eligible for
continued Medicaid coverage during redetermination
processes; requiring the Agency for Health Care
Administration to continue to make payments; providing
exceptions; requiring the agency to seek modifications
to federal authorization to establish lifetime
benefits for such persons; providing an effective
date.