

By the Committees on Rules; and Banking and Insurance; and
Senator DiCeglie

595-02886-25

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1 A bill to be entitled
2 An act relating to nonprofit agricultural organization
3 medical benefit plans; creating s. 624.4032, F.S.;
4 providing legislative purpose; defining the term
5 "nonprofit agricultural organization"; authorizing
6 nonprofit agricultural organizations to provide
7 medical benefit plans; specifying that such plans are
8 not insurance for purposes of the Florida Insurance
9 Code; requiring a specified disclaimer; providing
10 requirements for the disclaimer; prohibiting the
11 nonprofit agricultural organization from marketing or
12 selling a medical benefit plan through specified
13 agents; requiring the nonprofit agricultural
14 organization to conduct an annual financial audit and
15 make such audit publicly available; providing an
16 effective date.

17
18 Be It Enacted by the Legislature of the State of Florida:

19
20 Section 1. Section 624.4032, Florida Statutes, is created
21 to read:

22 624.4032 Nonprofit agricultural organization medical
23 benefit plans.—

24 (1) The purpose of this section is to authorize nonprofit
25 agricultural organizations to offer medical benefit plans to
26 their members.

27 (2) For purposes of this section, the term "nonprofit
28 agricultural organization" means an organization that meets all
29 of the following criteria:

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30 (a) Is domiciled in this state.

31 (b) Is exempt from federal income tax under s. 501(c)(3) of
32 the Internal Revenue Code.

33 (c) Was created primarily to promote programs for the
34 development of rural communities and the economic stability and
35 sustainability of farmers in this state.

36 (d) Exists to serve its members beyond only offering
37 medical expense plans.

38 (e) Collects annual dues from its members.

39 (f) Was in existence before 1945.

40 (g) Is composed of members who, collectively, are residents
41 of the majority of counties in this state.

42 (3) A nonprofit agricultural organization:

43 (a) May offer medical benefit plans to its members. Such
44 plans are not insurance for purposes of the Florida Insurance
45 Code.

46 (b) Shall provide a written disclaimer on or accompanying
47 all applications and marketing materials for a medical benefit
48 plan, regardless of whether such applications and marketing
49 materials are distributed by or on behalf of the nonprofit
50 agricultural organization. The disclaimer must be in contrasting
51 color and at least 12-point type. The disclaimer must be in
52 substantially the following form:

53
54 Notice: This medical benefit plan is not a health
55 insurance policy or health maintenance organization
56 contract and is not subject to the regulatory
57 requirements and consumer protections that apply to
58 health insurance policies or health maintenance

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59 organization contracts under the Florida Insurance
60 Code. The nonprofit agricultural organization offering
61 this medical benefit plan is not an authorized insurer
62 or authorized health maintenance organization in
63 Florida and the nonprofit agricultural organization is
64 not subject to the regulatory requirements or consumer
65 protections of the Florida Insurance Code.

66
67 (c) May not market or sell medical benefit plans through
68 agents licensed by the department.

69 (d) Must conduct an annual financial audit that is
70 performed by an independent certified public accountant in
71 accordance with generally accepted auditing standards and make
72 it publicly available either by providing a copy upon request or
73 posting it on the nonprofit agricultural organization's website.

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