



677180

LEGISLATIVE ACTION

Senate

House

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Floor: WD/2R

04/28/2010 07:48 PM

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Senator Bennett moved the following:

**Senate Amendment (with title amendment)**

Between lines 663 and 664

insert:

Section 18. It is the intent of the Legislature to assist in expanding health care choices for residents of this state by allowing state-based prepaid health clinic entities licensed under part II of chapter 641, Florida Statutes, to provide limited benefit hospital services, current law notwithstanding, if such entities comply with the surplus requirements in s. 641.407, Florida Statutes.

Section 19. Subsection (4) of section 641.402, Florida Statutes, is amended to read:



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14 641.402 Definitions.—As used in this part, the term:

15 (4) "Prepaid health clinic" means any organization  
16 authorized under this part which provides, either directly or  
17 through arrangements with other persons, basic services to  
18 persons enrolled with such organization, on a prepaid per capita  
19 or prepaid aggregate fixed-sum basis, including those basic  
20 services described in this subsection which subscribers might  
21 reasonably require to maintain good health. ~~However, no clinic~~  
22 ~~that provides or contracts for, either directly or indirectly,~~  
23 ~~inpatient hospital services, hospital inpatient physician~~  
24 ~~services, or indemnity against the cost of such services shall~~  
25 ~~be a prepaid health clinic.~~ Any organization authorized under  
26 this part may provide limited benefit hospital services, which  
27 are defined as episodic, noncatastrophic hospital inpatient  
28 services when provided as a companion to other basic services  
29 authorized under this part, which have a maximum benefit  
30 coverage of 5 days in a calendar year, and which may include the  
31 provision of inpatient physician services. The maximum dollar  
32 amount of coverage for a limited benefit hospital service may  
33 not exceed \$15,000 per year.

34 Section 20. Subsection (1) of section 641.407, Florida  
35 Statutes, is amended to read:

36 641.407 Minimum surplus.—

37 (1) Each prepaid health clinic shall have and maintain  
38 minimum surplus in accordance with the following schedule: ~~On~~  
39 ~~January 1, 1996, \$150,000 or 10 percent of total liabilities,~~  
40 ~~whichever is greater.~~

41 (a) Effective July 1, 2010, and until December 31, 2013,  
42 \$500,000 or 10 percent of total liabilities, whichever is



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43 greater, for prepaid health clinics that have no more than 1,500  
44 enrollees who are provided limited benefit hospital services.

45 (b) Effective July 1, 2010, and until December 31, 2013,  
46 \$750,000 or 10 percent of total liabilities, whichever is  
47 greater, for prepaid health clinics that have no more than 2,500  
48 enrollees who are provided limited benefit hospital services.

49 (c) Effective July 1, 2010, and until December 31, 2013, \$1  
50 million or 10 percent of total liabilities, whichever is  
51 greater, for prepaid health clinics that have no more than 3,500  
52 enrollees who are provided limited benefit hospital services.

53 (d) Effective January 1, 2014, and thereafter, each prepaid  
54 health clinic that offers essential benefits shall have and  
55 maintain minimum surplus equal to the amount required by state  
56 or federal law for a health insurer or health maintenance  
57 organization, including all other applicable statutory criteria  
58 pertaining thereto.

59  
60 ===== T I T L E A M E N D M E N T =====

61 And the title is amended as follows:

62 Delete line 95

63 and insert:

64 Department of Health; providing a contingency;  
65 providing legislative intent; amending s. 641.402,  
66 F.S.; redefining the term "prepaid health clinic" by  
67 authorizing certain organizations to provide limited  
68 benefit hospital services; amending s. 641.407, F.S.;  
69 revising the schedule for prepaid health clinics to  
70 have and maintain a minimum surplus;