

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Gaetz offered the following:

Amendment (with title amendment)

Between lines 1741 and 1742, insert:

Section 18. Subsection (3) is added to section 626.9541, Florida Statutes, to read:

626.9541 Unfair methods of competition and unfair or deceptive acts or practices defined.—

(3) WELLNESS PROGRAMS.—An insurer issuing a group or individual health benefit plan may offer a voluntary wellness or health improvement program that allows for rewards or incentives, including, but not limited to, merchandise, gift cards, debit cards, premium discounts or rebates, contributions toward a member's health savings account, modifications to copayment, deductible, or coinsurance amounts, or any combination of these incentives, to encourage participation or

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17 to reward participation in the program. The health plan member
18 may be required to provide verification, such as a statement
19 from his or her physician, that a medical condition makes it
20 unreasonably difficult or medically inadvisable for the
21 individual to participate in the wellness program. A reward or
22 incentive established under this section is not an insurance
23 benefit and does not violate this section. Nothing in this
24 subsection prohibits an insurer from offering incentives or
25 rewards to members for adherence to wellness or health
26 improvement programs if otherwise allowed by state or federal
27 law.

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

32 Remove line 102 and insert:
33 manufacturer permits; amending s. 626.9541, F.S.; authorizing an
34 insurer offering a group or individual health benefit plan to
35 offer a wellness program; authorizing rewards or incentives;
36 providing that such rewards or incentives are not insurance
37 benefits; providing for verification of a member's inability to
38 participate for medical reasons; providing construction;
39 providing an effective date.