

1                                   A bill to be entitled  
 2           An act relating to health insurance coverage for  
 3           enteral formulas; amending s. 627.42395, F.S.;  
 4           revising criteria for the required coverage of enteral  
 5           formulas under specified health insurance policies;  
 6           requiring the state group insurance program to provide  
 7           coverage for certain enteral formulas and amino-acid-  
 8           based elemental formulas; making technical changes;  
 9           providing applicability; providing an effective date.

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11 Be It Enacted by the Legislature of the State of Florida:

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13           Section 1. Section 627.42395, Florida Statutes, is amended  
 14 to read:

15           627.42395 Coverage for certain prescription and  
 16 nonprescription enteral formulas.—

17           (1) Notwithstanding any other ~~provision of~~ law, any health  
 18 insurance policy delivered or issued for delivery, to any person  
 19 in this state or any group, blanket, or franchise health  
 20 insurance policy delivered or issued for delivery in this state  
 21 must ~~shall~~ make available to the policyholder as part of the  
 22 application, for an appropriate additional premium, coverage for  
 23 prescription and nonprescription enteral formulas for home use  
 24 which are ordered or ~~physician~~ prescribed by a physician  
 25 licensed under chapter 458 or chapter 459 as medically necessary

26 | for the treatment of inherited diseases of amino acid, organic  
27 | acid, carbohydrate, or fat metabolism as well as malabsorption  
28 | originating from congenital defects present at birth or acquired  
29 | during the neonatal period. Coverage for inherited diseases of  
30 | amino acid ~~acids~~ and organic acid metabolism ~~must~~ ~~acids~~ shall  
31 | include food products modified to be low protein, in an amount  
32 | not to exceed \$2,500 annually for any insured individual,  
33 | through the age of 24. This subsection ~~section~~ applies to any  
34 | person or family notwithstanding the existence of any  
35 | preexisting condition.

36 |       (2) Notwithstanding subsection (1), the state group  
37 | insurance program administered under s. 110.123 must provide  
38 | coverage for prescription and nonprescription enteral formulas  
39 | and amino-acid-based elemental formulas, regardless of the  
40 | method of delivery or intake, for home use which are ordered or  
41 | prescribed by a physician licensed under chapter 458 or chapter  
42 | 459 as medically necessary for the treatment of:

43 |           (a) Eosinophilic disorders;

44 |           (b) Food protein-induced enterocolitis syndrome;

45 |           (c) Inherited diseases of amino acid, organic acid,  
46 | carbohydrate, or fat metabolism; or

47 |           (d) Malabsorption originating from congenital defects  
48 | present at birth, acquired during the neonatal period, or  
49 | diagnosed later in life.

50 |       Section 2. The amendment to s. 627.42395, Florida

51 | Statutes, made by this act applies to health insurance policies  
52 | and state group health insurance plans beginning on or after  
53 | January 1, 2020.

54 | Section 3. This act shall take effect July 1, 2019.