

1 A bill to be entitled  
2 An act relating to the Florida Kidcare program; amending  
3 s. 409.8132, F.S.; providing that certain children under  
4 the age of 1 may participate in the Medikids program;  
5 conforming cross-references; amending s. 409.814, F.S.;  
6 requiring that children who are eligible for Kidcare be  
7 offered the opportunity to be made presumptively eligible;  
8 providing that children who are eligible for a state-  
9 sponsored health benefit plan and the subsidized Kidcare  
10 program may enroll in the program; providing that an  
11 eligible child who is a lawful immigrant may enroll in the  
12 Florida Kidcare program regardless of the child's date of  
13 entry; conforming provisions to changes made by the act;  
14 amending s. 409.815, F.S.; authorizing Kidcare coverage  
15 for temporomandibular joint disease; amending s. 409.816,  
16 F.S.; conforming a cross-reference; amending s. 409.818,  
17 F.S.; conforming provisions to changes made by the act;  
18 allowing a redetermination of a child's eligibility for  
19 Medicaid to be linked to a child's eligibility for other  
20 programs; amending s. 409.904, F.S.; providing that  
21 Medicaid-eligible children are deemed eligible for 12  
22 months of coverage regardless of any change in  
23 circumstances; requiring that such children be offered the  
24 opportunity to be made presumptively eligible; providing  
25 that a pregnant woman in a family of certain income level  
26 is eligible for Medicaid for the duration of her pregnancy  
27 and for the postpartum period; amending s. 624.91, F.S.,  
28 relating to the Florida Healthy Kids Corporation;

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29 conforming provisions to changes made by the act; deleting  
 30 an obsolete provision; expanding the membership of the  
 31 board of directors of the Florida Healthy Kids  
 32 Corporation; directing the Agency for Health Care  
 33 Administration to implement the federal Family Opportunity  
 34 Act; providing an effective date.

35  
 36 Be It Enacted by the Legislature of the State of Florida:

37  
 38 Section 1. Subsection (6) of section 409.8132, Florida  
 39 Statutes, is amended to read:

40 409.8132 Medikids program component.—

41 (6) ELIGIBILITY.—

42 (a) A child who has attained the age of 1 year but who is  
 43 under the age of 5 years is eligible to enroll in the Medikids  
 44 program component of the Florida Kidcare program, if the child  
 45 is a member of a family that has a family income that ~~which~~  
 46 exceeds the Medicaid applicable income level as specified in s.  
 47 409.903, but that ~~which~~ is equal to or below 200 percent of the  
 48 current federal poverty level. In determining ~~the~~ eligibility ~~of~~  
 49 ~~such a child~~, an assets test is not required. A child who is  
 50 eligible for Medikids may elect to enroll in Florida Healthy  
 51 Kids coverage or employer-sponsored group coverage. However, a  
 52 child who is eligible for Medikids may participate in the  
 53 Florida Healthy Kids program only if the child has a sibling  
 54 participating in the Florida Healthy Kids program and the  
 55 child's county of residence permits such enrollment.

56 (b) A child who is under the age of 1 year who has a

57 family income above 200 percent of the current federal poverty  
 58 level may participate in the Medikids program as provided in s.  
 59 409.814(8).

60 (c) ~~(b)~~ The provisions of s. 409.814(3)-(8) apply  
 61 ~~409.814(3), (4), (5), and (6)~~ shall be applicable to the  
 62 Medikids program.

63 Section 2. Section 409.814, Florida Statutes, is amended  
 64 to read:

65 409.814 Eligibility.—A child who has not reached 19 years  
 66 of age whose family income is equal to or below 200 percent of  
 67 the federal poverty level is eligible for the Florida Kidcare  
 68 program as provided in this section. A child who is eligible  
 69 under this section must be offered the opportunity to be made  
 70 presumptively eligible. ~~For enrollment in the Children's Medical~~  
 71 ~~Services Network, a complete application includes the medical or~~  
 72 ~~behavioral health screening. If, subsequently, an enrolled~~  
 73 individual is determined to be ineligible for coverage, he or  
 74 she must be immediately ~~be~~ disenrolled from the respective  
 75 Florida Kidcare program component.

76 (1) A child who is eligible for Medicaid coverage under s.  
 77 409.903 or s. 409.904 must be enrolled in Medicaid and is not  
 78 eligible to receive health benefits under any other health  
 79 benefits coverage authorized under the Florida Kidcare program.

80 (2) A child who is not eligible for Medicaid, but who is  
 81 eligible for the Florida Kidcare program, may obtain health  
 82 benefits coverage under any of the other components listed in s.  
 83 409.813 if such coverage is approved and available in the county  
 84 in which the child resides.

85 (3) A Title XXI-funded child who is eligible for the  
 86 Florida Kidcare program and who is a child with special health  
 87 care needs, as determined through a medical or behavioral  
 88 screening instrument, is eligible for health benefits coverage  
 89 from and shall be assigned to and may opt out of the Children's  
 90 Medical Services Network.

91 (4) A child who is eligible for a state-sponsored health  
 92 benefit plan through a family member or guardian employed by the  
 93 state and who meets the eligibility requirements for the  
 94 subsidized Florida Kidcare program may enroll in the subsidized  
 95 Florida Kidcare program.

96 (5) A child who is an immigrant lawfully residing in the  
 97 United States and who meets the eligibility requirements for the  
 98 Florida Kidcare program may enroll in the program regardless of  
 99 the child's date of entry.

100 (6)-(4) The following children are not eligible to receive  
 101 Title XXI-funded premium assistance for health benefits coverage  
 102 under the Florida Kidcare program, except under Medicaid if the  
 103 child would have been eligible for Medicaid under s. 409.903 or  
 104 s. 409.904 as of June 1, 1997:

105 ~~(a) A child who is eligible for coverage under a state~~  
 106 ~~health benefit plan on the basis of a family member's employment~~  
 107 ~~with a public agency in the state.~~

108 (a)-(b) A child who is covered under a family member's  
 109 group health benefit plan or under other private or employer  
 110 health insurance coverage, if the cost of the child's  
 111 participation is not greater than 5 percent of the family's  
 112 income. If a child is otherwise eligible for a subsidy under the

113 Florida Kidcare program and the cost of the child's  
 114 participation in the family member's health insurance benefit  
 115 plan is greater than 5 percent of the family's income, the child  
 116 may enroll in the appropriate subsidized Kidcare program.

117 (b)~~(e)~~ A child who is seeking premium assistance for the  
 118 Florida Kidcare program through employer-sponsored group  
 119 coverage, if the child has been covered by the same employer's  
 120 group coverage during the 60 days before the family submitted  
 121 ~~prior to the family's submitting~~ an application for  
 122 determination of eligibility under the program.

123 ~~(d) A child who is an alien, but who does not meet the~~  
 124 ~~definition of qualified alien, in the United States.~~

125 (c)~~(e)~~ A child who is an inmate of a public institution or  
 126 a patient in an institution for mental diseases.

127 (d)~~(f)~~ A child who is otherwise eligible for premium  
 128 assistance for the Florida Kidcare program and has had his or  
 129 her coverage in an employer-sponsored or private health benefit  
 130 plan voluntarily canceled in the last 60 days, except those  
 131 children whose coverage was voluntarily canceled for good cause,  
 132 including, but not limited to, the following circumstances:

133 1. The cost of participation in an employer-sponsored  
 134 health benefit plan is greater than 5 percent of the family's  
 135 income;

136 2. The parent lost a job that provided an employer-  
 137 sponsored health benefit plan for children;

138 3. The parent who had health benefits coverage for the  
 139 child is deceased;

140 4. The child has a medical condition that, without medical

141 care, would cause serious disability, loss of function, or  
 142 death;

143 5. The employer of the parent canceled health benefits  
 144 coverage for children;

145 6. The child's health benefits coverage ended because the  
 146 child reached the maximum lifetime coverage amount;

147 7. The child has exhausted coverage under a COBRA  
 148 continuation provision;

149 8. The health benefits coverage does not cover the child's  
 150 health care needs; or

151 9. Domestic violence led to loss of coverage.

152 (7)~~(5)~~ A child who is otherwise eligible for the Florida  
 153 Kidcare program and who has a preexisting condition that  
 154 prevents coverage under another insurance plan as described in  
 155 paragraph (6) (a) ~~(4) (b)~~ which would have disqualified the child  
 156 for the Florida Kidcare program if the child were able to enroll  
 157 in the plan is ~~shall be~~ eligible for Florida Kidcare coverage  
 158 when enrollment is possible.

159 (8)~~(6)~~ A child whose family income is above 200 percent of  
 160 the federal poverty level or a child who is excluded under the  
 161 provisions of subsection (6) ~~(4)~~ may participate in the Florida  
 162 Kidcare program ~~as provided in s. 409.8132 or,~~ if the child is  
 163 ineligible for Medikids by reason of age, in the Florida Healthy  
 164 Kids program, subject to the following ~~provisions:~~

165 (a) The family is not eligible for premium assistance  
 166 payments and must pay the full cost of the premium, including  
 167 any administrative costs.

168 (b) The board of directors of the Florida Healthy Kids

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169 Corporation may offer a reduced benefit package to these  
170 children in order to limit program costs for such families.

171 (9)~~(7)~~ Once a child is enrolled in the Florida Kidcare  
172 program, the child is eligible for coverage ~~under the program~~  
173 for 12 months without a redetermination or reverification of  
174 eligibility~~7~~ if the family continues to pay the applicable  
175 premium. Eligibility for program components funded through Title  
176 XXI of the Social Security Act terminates ~~shall terminate~~ when a  
177 child attains the age of 19. ~~A child who has not attained the~~  
178 ~~age of 5 and who has been determined eligible for the Medicaid~~  
179 ~~program is eligible for coverage for 12 months without a~~  
180 ~~redetermination or reverification of eligibility.~~

181 (10)~~(8)~~ When determining or reviewing a child's  
182 eligibility under the Florida Kidcare program, the applicant  
183 shall be provided with reasonable notice of changes in  
184 eligibility which may affect enrollment in one or more of the  
185 program components. If ~~When~~ a transition from one program  
186 component to another is authorized, there shall be cooperation  
187 between the program components and the affected family which  
188 promotes continuity of health care coverage. Any authorized  
189 transfers must be managed within the program's overall  
190 appropriated or authorized levels of funding. Each component of  
191 the program shall establish a reserve to ensure that transfers  
192 between components will be accomplished within current year  
193 appropriations. These reserves shall be reviewed by each  
194 convening of the Social Services Estimating Conference to  
195 determine the adequacy of such reserves to meet actual  
196 experience.

197        ~~(11)(9)~~ In determining the eligibility of a child, an  
 198 assets test is not required. Each applicant shall provide  
 199 documentation during the application process and the  
 200 redetermination process, including, but not limited to, the  
 201 following:

202        (a) ~~Each applicant's~~ Proof of family income, which must  
 203 ~~shall~~ be verified electronically to determine financial  
 204 eligibility for the Florida Kidcare program. Written  
 205 documentation, which may include wages and earnings statements  
 206 or pay stubs, W-2 forms, or a copy of the applicant's most  
 207 recent federal income tax return, is ~~shall be~~ required only if  
 208 ~~the~~ electronic verification is not available or does not  
 209 substantiate the applicant's income.

210        (b) ~~Each applicant shall provide~~ A statement from all  
 211 applicable, employed family members that:

212        1. ~~Their employers do not sponsor health benefit plans for~~  
 213 ~~employees;~~

214        2. ~~the potential enrollee is not covered by an employer-~~  
 215 ~~sponsored health benefit plan; or~~

216        3. ~~The potential enrollee is covered by an employer-~~  
 217 ~~sponsored health benefit plan and the cost of the employer-~~  
 218 ~~sponsored health benefit plan is more than 5 percent of the~~  
 219 ~~family's income.~~

220        ~~(12)(10)~~ Subject to paragraph (6)(a) ~~(4)(b)~~, the Florida  
 221 Kidcare program shall withhold benefits from an enrollee if the  
 222 program obtains evidence that the enrollee is no longer  
 223 eligible, submitted incorrect or fraudulent information in order  
 224 to establish eligibility, or failed to provide verification of



225 | eligibility. The applicant or enrollee shall be notified that  
 226 | because of such evidence program benefits will be withheld  
 227 | unless the applicant or enrollee contacts a designated  
 228 | representative of the program by a specified date, which must be  
 229 | within 10 working days after the date of notice, to discuss and  
 230 | resolve the matter. The program shall make every effort to  
 231 | resolve the matter within a timeframe that will not cause  
 232 | benefits to be withheld from an eligible enrollee.

233 | (13)~~(11)~~ The following individuals may be subject to  
 234 | prosecution in accordance with s. 414.39:

235 | (a) An applicant obtaining or attempting to obtain  
 236 | benefits for a potential enrollee under the Florida Kidcare  
 237 | program if ~~when~~ the applicant knows or should have known that  
 238 | the potential enrollee does not qualify for the ~~Florida Kidcare~~  
 239 | program.

240 | (b) An individual who assists an applicant in obtaining or  
 241 | attempting to obtain benefits for a potential enrollee under the  
 242 | Florida Kidcare program if ~~when~~ the individual knows or should  
 243 | have known that the potential enrollee does not qualify for the  
 244 | ~~Florida Kidcare~~ program.

245 | Section 3. Paragraph (f) of subsection (2) of section  
 246 | 409.815, Florida Statutes, is amended to read:

247 | 409.815 Health benefits coverage; limitations.—

248 | (2) BENCHMARK BENEFITS.—In order for health benefits  
 249 | coverage to qualify for premium assistance payments for an  
 250 | eligible child under ss. 409.810-409.821, the health benefits  
 251 | coverage, except for coverage under Medicaid and Medikids, must  
 252 | include the following minimum benefits, as medically necessary.

253 (f) Outpatient services.—Covered services include  
 254 preventive, diagnostic, therapeutic, palliative care, and other  
 255 services authorized by the enrollee's health benefits coverage  
 256 provider and provided to an enrollee in the outpatient portion  
 257 of a health facility licensed under chapter 395, ~~except for the~~  
 258 ~~following limitations:~~

259 ~~1. Services must be authorized by the enrollee's health~~  
 260 ~~benefits coverage provider; and~~

261 ~~2. Treatment for temporomandibular joint disease (TMJ) is~~  
 262 ~~specifically excluded.~~

263 Section 4. Subsection (3) of section 409.816, Florida  
 264 Statutes, is amended to read:

265 409.816 Limitations on premiums and cost-sharing.—The  
 266 following limitations on premiums and cost-sharing are  
 267 established for the program.

268 (3) Enrollees in families with a family income above 150  
 269 percent of the federal poverty level who are not receiving  
 270 coverage under the Medicaid program or who are not eligible  
 271 under s. 409.814(8) ~~409.814(6)~~ may be required to pay enrollment  
 272 fees, premiums, copayments, deductibles, coinsurance, or similar  
 273 charges on a sliding scale related to income, except that the  
 274 total annual aggregate cost-sharing with respect to all children  
 275 in a family may not exceed 5 percent of the family's income.  
 276 However, copayments, deductibles, coinsurance, or similar  
 277 charges may not be imposed for preventive services, including  
 278 well-baby and well-child care, age-appropriate immunizations,  
 279 and routine hearing and vision screenings.

280 Section 5. Paragraph (b) of subsection (1) of section

281 409.818, Florida Statutes, is amended to read:  
 282 409.818 Administration.—In order to implement ss. 409.810-  
 283 409.821, the following agencies shall have the following duties:  
 284 (1) The Department of Children and Family Services shall:  
 285 (b) Establish and maintain the eligibility determination  
 286 process under the program except as specified in subsection (5).  
 287 The department shall directly, or through the services of a  
 288 contracted third-party administrator, establish and maintain a  
 289 process for determining eligibility of children for coverage  
 290 under the program. The eligibility determination process must be  
 291 used solely for determining eligibility of applicants for health  
 292 benefits coverage under the program. The eligibility  
 293 determination process must include an initial determination of  
 294 eligibility for any coverage offered under the program, as well  
 295 as a redetermination or reverification of eligibility ~~each~~  
 296 ~~subsequent 6 months. Effective January 1, 1999, a child who has~~  
 297 ~~not attained the age of 5 and who has been determined eligible~~  
 298 ~~for the Medicaid program is eligible for coverage for 12 months~~  
 299 ~~without a redetermination or reverification of eligibility.~~ In  
 300 conducting an eligibility determination, the department shall  
 301 determine if the child has special health care needs. The  
 302 department, in consultation with the Agency for Health Care  
 303 Administration and the Florida Healthy Kids Corporation, shall  
 304 develop procedures for redetermining eligibility which enable a  
 305 family to easily update any change in circumstances which could  
 306 affect eligibility. The department may accept changes in a  
 307 family's status as reported to the department by the Florida  
 308 Healthy Kids Corporation without requiring a new application

309 from the family. Redetermination of a child's eligibility for  
 310 Medicaid may ~~not~~ be linked to a child's eligibility  
 311 determination for other programs.

312 Section 6. Subsections (6) and (7) of section 409.904,  
 313 Florida Statutes, are amended to read:

314 409.904 Optional payments for eligible persons.—The agency  
 315 may make payments for medical assistance and related services on  
 316 behalf of the following persons who are determined to be  
 317 eligible subject to the income, assets, and categorical  
 318 eligibility tests set forth in federal and state law. Payment on  
 319 behalf of these Medicaid eligible persons is subject to the  
 320 availability of moneys and any limitations established by the  
 321 General Appropriations Act or chapter 216.

322 (6) A child who has not attained the age of 19 ~~who has~~  
 323 ~~been determined eligible for the Medicaid program is deemed to~~  
 324 ~~be eligible for a total of 6 months, regardless of changes in~~  
 325 ~~circumstances other than attainment of the maximum age.~~  
 326 ~~Effective January 1, 1999, a child who has not attained the age~~  
 327 ~~of 5 and who has been determined eligible for the Medicaid~~  
 328 program is deemed to be eligible for a total of 12 months  
 329 regardless of changes in circumstances other than attainment of  
 330 the maximum age. Subject to federal regulations, a child who is  
 331 eligible under this subsection must be offered the opportunity  
 332 to be made presumptively eligible.

333 (7) A pregnant woman for the duration of her pregnancy and  
 334 for the postpartum period as defined in federal law and rule or  
 335 a child under 1 year of age who lives in a family that has an  
 336 income above 185 percent of the most recently published federal

337 | poverty level, but that ~~which~~ is at or below 200 percent of such  
 338 | poverty level. In determining ~~the~~ eligibility ~~of such child~~, an  
 339 | assets test is not required. An individual ~~A child~~ who is  
 340 | eligible for Medicaid under this subsection must be offered the  
 341 | opportunity, subject to federal rules, to be made presumptively  
 342 | eligible.

343 | Section 7. Paragraph (b) of subsection (5) and paragraph  
 344 | (a) of subsection (6) of section 624.91, Florida Statutes, are  
 345 | amended to read:

346 | 624.91 The Florida Healthy Kids Corporation Act.—

347 | (5) CORPORATION AUTHORIZATION, DUTIES, POWERS.—

348 | (b) The Florida Healthy Kids Corporation shall:

349 | 1. Arrange for the collection of any family, local  
 350 | contributions, or employer payment or premium, in an amount to  
 351 | be determined by the board of directors, to provide for payment  
 352 | of premiums for comprehensive insurance coverage and for the  
 353 | actual or estimated administrative expenses.

354 | 2. Arrange for the collection of any voluntary  
 355 | contributions to provide for payment of Florida Kidcare program  
 356 | premiums for children who are not eligible for medical  
 357 | assistance under Title XIX or Title XXI of the Social Security  
 358 | Act.

359 | 3. Subject to ~~the provisions of~~ s. 409.8134, accept  
 360 | voluntary supplemental local match contributions that comply  
 361 | with ~~the requirements of~~ Title XXI of the Social Security Act  
 362 | for the purpose of providing additional Florida Kidcare coverage  
 363 | in contributing counties under Title XXI.

364 | 4. Establish the administrative and accounting procedures

365 for the operation of the corporation.

366 5. Establish, with consultation from appropriate  
 367 professional organizations, standards for preventive health  
 368 services and providers and comprehensive insurance benefits  
 369 appropriate to children if, ~~provided that~~ such standards for  
 370 rural areas do ~~shall~~ not limit primary care providers to board-  
 371 certified pediatricians.

372 6. Determine eligibility for children seeking to  
 373 participate in the Title XXI-funded components of the Florida  
 374 Kidcare program consistent with the requirements specified in s.  
 375 409.814, ~~as well as the non-Title XXI-eligible children as~~  
 376 ~~provided in subsection (3).~~

377 7. Establish procedures under which providers of local  
 378 match to, applicants to, and participants in the program may  
 379 have grievances reviewed by an impartial body and reported to  
 380 the board of directors of the corporation.

381 8. Establish participation criteria and, if appropriate,  
 382 contract with an authorized insurer, health maintenance  
 383 organization, or third-party administrator to provide  
 384 administrative services to the corporation.

385 9. Establish enrollment criteria that include penalties or  
 386 30-day waiting periods ~~of 30 days~~ for reinstatement of coverage  
 387 upon voluntary cancellation for nonpayment of family premiums.

388 10. Contract with authorized insurers or providers ~~any~~  
 389 ~~provider~~ of health care services, who meet ~~meeting~~ standards  
 390 established by the corporation, for the provision of  
 391 comprehensive insurance coverage to participants. Such standards  
 392 must ~~shall~~ include criteria under which the corporation may

393 contract with more than one provider of health care services in  
 394 program sites. Health plans shall be selected through a  
 395 competitive bid process. The Florida Healthy Kids Corporation  
 396 shall purchase goods and services in the most cost-effective  
 397 manner consistent with the delivery of quality medical care. The  
 398 maximum administrative cost for a Florida Healthy Kids  
 399 Corporation contract is ~~shall be~~ 15 percent. For health care  
 400 contracts, the minimum medical loss ratio for a Florida Healthy  
 401 Kids Corporation contract is ~~shall be~~ 85 percent. For dental  
 402 contracts, the remaining compensation to be paid to the  
 403 authorized insurer or provider must be at least ~~under a Florida~~  
 404 ~~Healthy Kids Corporation contract shall be no less than an~~  
 405 ~~amount which is~~ 85 percent of the premium; to the extent any  
 406 contract provision does not provide for this minimum  
 407 compensation, this section prevails ~~shall prevail~~. The health  
 408 plan selection criteria and scoring system, and the scoring  
 409 results, must ~~shall~~ be available upon request for inspection  
 410 after the bids have been awarded.

411 11. Establish disenrollment criteria if ~~in the event~~ local  
 412 matching funds are insufficient to cover enrollments.

413 12. Develop and implement a plan to publicize the Florida  
 414 Kidcare program, the eligibility requirements of the program,  
 415 and the procedures for enrollment in the program and to maintain  
 416 public awareness of the corporation and the program.

417 13. Secure staff necessary to properly administer the  
 418 corporation. Staff costs shall be funded from state and local  
 419 matching funds and such other private or public funds as become  
 420 available. The board of directors shall determine the number of

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421 staff members necessary to administer the corporation.

422 14. In consultation with the partner agencies, provide a  
423 report on the Florida Kidcare program annually to the Governor,  
424 the Chief Financial Officer, the Commissioner of Education, the  
425 President of the Senate, the Speaker of the House of  
426 Representatives, and the Minority Leaders of the Senate and the  
427 House of Representatives.

428 15. Provide information on a quarterly basis to the  
429 Legislature and the Governor which compares the costs and  
430 utilization of the full-pay enrolled population and the Title  
431 XXI-subsidized enrolled population in the Florida Kidcare  
432 program. ~~The information,~~ At a minimum, the information must  
433 include:

434 a. The monthly enrollment and expenditure for full-pay  
435 enrollees in the Medikids and Florida Healthy Kids programs  
436 compared to the Title XXI-subsidized enrolled population; and

437 b. The costs and utilization by service of the full-pay  
438 enrollees in the Medikids and Florida Healthy Kids programs and  
439 the Title XXI-subsidized enrolled population.

440

441 ~~By February 1, 2010, the Florida Healthy Kids Corporation shall~~  
442 ~~provide a study to the Legislature and the Governor on premium~~  
443 ~~impacts to the subsidized portion of the program from the~~  
444 ~~inclusion of the full-pay program, which shall include~~  
445 ~~recommendations on how to eliminate or mitigate possible impacts~~  
446 ~~to the subsidized premiums.~~

447 16. Establish benefit packages that conform to ~~the~~  
448 ~~provisions of~~ the Florida Kidcare program, as created in ss.



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449 409.810-409.821.

450 (6) BOARD OF DIRECTORS.—

451 (a) The Florida Healthy Kids Corporation is ~~shall operate~~  
452 subject to the supervision and approval of a board of directors  
453 chaired by the Chief Financial Officer or her or his designee,  
454 and composed of 12 ~~11~~ other members selected for 3-year terms of  
455 office as follows:

456 1. The Secretary of Health Care Administration, or his or  
457 her designee.

458 2. One member, appointed by the Commissioner of Education,  
459 from the Office of School Health Programs of the Florida  
460 Department of Education.

461 3. One member, appointed by the Chief Financial Officer,  
462 from among three members nominated by the Florida Pediatric  
463 Society.

464 4. One member, appointed by the Governor, who represents  
465 the Children's Medical Services Program.

466 5. One member, appointed by the Chief Financial Officer  
467 from among three members nominated by the Florida Hospital  
468 Association.

469 6. One member, appointed by the Governor, who is an expert  
470 on child health policy.

471 7. One member, appointed by the Chief Financial Officer,  
472 from among three members nominated by the Florida Academy of  
473 Family Physicians.

474 8. One member, appointed by the Governor, who represents  
475 the state Medicaid program.

476 9. One member, appointed by the Chief Financial Officer,

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477 | from among three members nominated by the Florida Association of  
 478 | Counties.

479 |       10. The State Health Officer, or her or his designee.

480 |       11. The Secretary of Children and Family Services, or his  
 481 | or her designee.

482 |       12. One member, appointed by the Governor, from among  
 483 | three members nominated by the Florida Dental Association.

484 |       Section 8. Subject to appropriation, the Agency for Health  
 485 | Care Administration shall implement the federal Family  
 486 | Opportunity Act, ss. 6062-6071 of the Deficit Reduction Act of  
 487 | 2005, to allow families whose income is up to 300 percent of the  
 488 | federal poverty level to buy Medicaid coverage for their  
 489 | disabled children.

490 |       Section 9. This act shall take effect October 1, 2011.