

1 A bill to be entitled
 2 An act relating to the payment of health care claims;
 3 amending s. 627.6131, F.S.; prohibiting a health
 4 insurer from retroactively denying a claim under
 5 specified circumstances; providing applicability;
 6 amending s. 641.3155, F.S.; prohibiting a health
 7 maintenance organization from retroactively denying a
 8 claim under specified circumstances; providing
 9 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. Subsection (11) of section 627.6131, Florida
 14 Statutes, is amended to read:

15 627.6131 Payment of claims.—

16 (11) A health insurer may not retroactively deny a claim
 17 because of insured ineligibility:

18 (a) At any time, if the health insurer verified the
 19 eligibility of an insured at the time of treatment and provided
 20 an authorization number. This paragraph applies to policies
 21 entered into or renewed on or after January 1, 2019.

22 (b) More than 1 year after the date of payment of the
 23 claim.

24 Section 2. Subsection (10) of section 641.3155, Florida
 25 Statutes, is amended to read:

HB 217

2018

26 | 641.3155 Prompt payment of claims.—

27 | (10) A health maintenance organization may not
28 | retroactively deny a claim because of subscriber ineligibility:

29 | (a) At any time, if the health maintenance organization
30 | verified the eligibility of a subscriber at the time of
31 | treatment and provided an authorization number. This paragraph
32 | applies to contracts entered into or renewed on or after January
33 | 1, 2019.

34 | (b) More than 1 year after the date of payment of the
35 | claim.

36 | Section 3. This act shall take effect July 1, 2018.