

# CONSTITUTIONAL AMENDMENT PETITION FORM

**Note:**

- All information on this form, including your signature, becomes a public record upon receipt by the Supervisor of Elections.
- Under Florida law, it is a first degree misdemeanor, punishable as provided in s. 775.082 or s. 775.08, Florida Statutes, to knowingly sign more than one petition for an issue. [Section 104.185, Florida Statutes]
- If all requested information on this form is not completed, the form will not be valid.

**Your name:** \_\_\_\_\_

*Please Print Name as it appears on your Voter Information Card*

**Your address:**

\_\_\_\_\_

**City** \_\_\_\_\_ **Zip** \_\_\_\_\_ **County** \_\_\_\_\_

Please change my legal residence address on my voter registration record to the above residence address (check box, if applicable).

**Voter Registration Number** \_\_\_\_\_ **or** **Date of Birth** \_\_\_\_\_

I am a registered voter of Florida and hereby petition the Secretary of State to place the following proposed amendment to the Florida Constitution on the ballot in the general election:

**BALLOT TITLE:** Comprehensive Health Care Benefits for Insured Florida Citizens

**BALLOT SUMMARY:** Provides Insured Legal Residents of Florida equal access to State Constitutional Rights described in the Florida Patient's Bill of Rights and Responsibilities, by requiring Health Insurance Policies sold in Florida to include coverage for Complementary and Alternative Health Care Treatments. All Health Insurance policies sold in Florida will provide coverage that includes Chiropractic, Acupuncture, and Massage Therapy.

**ARTICLE AND SECTION BEING CREATED OR AMENDED:** Article X Section 29

**FULL TEXT OF THE PROPOSED CONSTITUTIONAL AMENDMENT:**

(a) PUBLIC POLICY

(1) Any accidental, supplemental, group, self-insured, or individual health insurance policy issued, amended, delivered, or renewed in Florida must provide coverage for Complementary and Alternative Health Care Treatments.

(2) No health plan provider networks may exclude any health care practitioner licensed by the Florida Department of Health.

(3) A health insurance policy subscriber may select between available providers where treatment is appropriate to either, and where both are health care practitioners licensed by the Florida Board of Health.

(4) Availability of coverage cannot be used to discriminate against licensed healthcare practitioners.

(b) DEFINITIONS. For the purposes of this section, the following words and terms will have the following meanings:

(1) "Accident" means a type of health care policy that provides benefits to individuals and employees for sickness, accidental injury, or accidental death. These benefits include payment of hospital and medical expenses as well as income payments.

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(2) "Complementary Health Care Treatment" means any treatment that is designed to provide patients with an effective option to the prevailing or conventional treatment methods associated with the services provided by a health care practitioner. Such a treatment may be provided in addition to or in place of other treatment options, and is described in s. 456.41 Florida Statutes (2014)

(3) "Coverage" means a legal entitlement to payment or reimbursement for health care costs, under a contract with a health insurance company, a group health plan offered in connection with employment, or a government program.

(4) "Equal access" means:

(a) access to health care as defined in F.S. 381.026(d)(1): A patient has the right to impartial access to medical treatment or accommodations, regardless of race, national origin, religion, handicap, or source of payment;

(b) access to health care as defined in F.S. 381.026(d)(3): A patient has the right to access any mode of treatment that is, in his or her own judgment and the judgment of his or her health care practitioner, in the best interests of the patient, including complementary or alternative health care treatments, in accordance with the provisions of s. 456.41..

(5) "Florida Patient's Bill of Rights and Responsibilities" means 381.026 Florida Statutes (2014)

(6) "Health care practitioners" means s. 456.001(4): any person licensed under chapter 457; chapter 458; chapter 459; chapter 460; chapter 461; chapter 462; chapter 463; chapter 464; chapter 465; chapter 466; chapter 467; part I, part II, part III, part V, part X, part XIII, or part XIV of chapter 468; chapter 478; chapter 480; part III or part IV of chapter 483; chapter 484; chapter 486; chapter 490; or chapter 491.

(7) "Health insurance policy" or "plan" means any medical expense incurred policy or health maintenance organization subscriber contract pursuant to chapter 627 part VI, VII, VIII, XI and chapter 641, and includes plans of self-insurance providing health insurance benefits.

(8) "Health plan provider" means any company, organization or other entity that offers insurance policies to the public, employees, or associations.

(9) "Provider" means a Health Care Practitioner described in s. 456.41 Florida Statutes (2014)

(10) "Provider Networks" means healthcare provider who has a contractual relationship with a health insurance company, which establishes standards of care, clinical protocols, and allowable charges for specific services.

(11) "Supplemental" means any type of insurance policy designed to cover additional expenses not covered by an insured's primary health insurance policy or plan.

(12) "Subscribers" means

(a) Owner of an health insurance policy; and

(b) All dependents and survivors insured under a health insurance policy.

(c) EFFECT. – This section does not modify or change the scope of practice of any licensees of the Florida Department of Health, nor does it alter in any way the provisions of the individual practice acts for those licensees, which require licensees to practice within their respective standards of care and which prohibit fraud and exploitation of patients.

(d) LEGISLATION. Nothing in this section shall limit the legislature from enacting laws consistent with this provision.

(e) SEVERABILITY. The provisions of this section are severable and if any clause, sentence, paragraph or section of this measure, or an application thereof, is adjudged invalid by any court of competent jurisdiction other provisions shall continue to be in effect to the fullest extent possible.

**X**

\_\_\_\_\_  
**DATE OF SIGNATURE**

\_\_\_\_\_  
**SIGNATURE OF REGISTERED VOTER**

Initiative petition sponsored by Acupuncture for Florida, 2579 Oak Street, Kissimmee, FL 34744

**If paid petition circulator is used:**

**Circulator's name** \_\_\_\_\_

**Circulator's address** \_\_\_\_\_  
\_\_\_\_\_

For Official Use Only:

Serial Number: 15-03

Date Approved: 2/16/2015

**RETURN TO: Acupuncture for Florida  
2579 Oak Street  
Kissimmee, FL. 34744**