The Committee on Budget (Altman) recommended the following:

**Senate Amendment to Amendment (811080)**

Delete lines 1500 - 1611
and insert:

hospital; and

(II) In a facility wholly owned by a physician licensed under chapter 458, chapter 459, or chapter 460, or by the physician and the spouse, parents, children, or siblings of such physician, which facility is selected by the injured person.

c. Services and care rendered when an insured is admitted to a hospital within 7 days after the motor vehicle accident, for a condition related to the motor vehicle accident.

d. If the insured receives emergency transport and
treatment or emergency services and care pursuant to sub-
paragraph a. or sub-subparagraph b., or services and care
pursuant to sub-subparagraph c., prescribed followup services
and care directly related to the medical diagnosis arising from
the motor vehicle accident if:
   (I) The medical diagnosis and determination of the
emergency medical condition was rendered in a hospital by a
physician licensed under chapter 458, an osteopathic physician
licensed under chapter 459, a dentist licensed under chapter
466, or, to the extent permitted by applicable law and under the
supervision of such physician, osteopathic physician, or
dentist, by a physician assistant licensed under chapter 458 or
chapter 459 or an advanced registered nurse practitioner
licensed under chapter 464, or the insured received services and
care while admitted to a hospital; and
   (II) The prescribed followup services and care are rendered
by a physician licensed under chapter 458, an osteopathic
physician licensed under chapter 459, a chiropractic physician
licensed under chapter 460, or a dentist licensed under chapter
466 as selected by the injured person, a physician assistant
licensed under chapter 458 or chapter 459, or an advanced
registered nurse practitioner licensed under chapter 464.
   e. If the insured receives services and care pursuant to
sub-subparagraph a., sub-subparagraph b., sub-subparagraph c.,
or sub-subparagraph d., all medically necessary medical,
surgical, dental, nursing, or diagnostic ancillary services,
hospital or ambulatory surgical center services, durable medical
equipment, prosthetics, or orthotics and supplies.
   2. Up to a limit of $2,000, 80 percent of all reasonable
expenses as follows:

a. Services and care rendered within 7 days after the motor vehicle accident by a physician licensed under chapter 458, an osteopathic physician licensed under chapter 459, a chiropractic physician licensed under chapter 460, or a dentist licensed under chapter 466, a physician assistant licensed under chapter 458 or 459, or an advanced registered nurse practitioner licensed under chapter 464, who is selected by the injured person.

b. If the insured receives services and care pursuant to sub-subparagraph a., prescribed followup services and care directly related to the medical diagnosis arising from the motor vehicle accident. The medical benefits provide reimbursement only for followup services and care provided, supervised, ordered, or prescribed by a physician licensed under chapter 458, an osteopathic physician licensed under chapter 459, a dentist licensed under chapter 466 or, to the extent permitted by applicable law and under the supervision of such physician, osteopathic physician, or dentist, by a physician assistant licensed under chapter 458 or chapter 459 or an advanced registered nurse practitioner licensed under chapter 464. Such followup services and care may be rendered by a physician licensed under chapter 458, an osteopathic physician licensed under chapter 459, a chiropractic physician licensed under chapter 460, a dentist licensed under chapter 466, or, to the extent permitted by applicable law and under the supervision of such physician, osteopathic physician, or dentist, by a physician assistant licensed under chapter 458 or chapter 459 or an advanced registered nurse practitioner licensed under chapter 464.
464, who is selected by the injured person.

c. All medically necessary medical, surgical, dental, nursing, or diagnostic ancillary services, hospital or ambulatory surgical center services, durable medical equipment, prosthetics, orthotics, and supplies.

d. Payment of benefits under sub-subparagraph a., subparagraph b., or sub-subparagraph c. occurs only if an insured has been determined in a hospital to not have an emergency medical condition or did not present at a hospital but received treatment from a provider identified in sub-subparagraph a. within 7 days after the motor vehicle accident.

3. Prescribed followup services and care under sub-subparagraph 1.d. and reimbursable medical benefits under subparagraph 2. must be provided in a clinic licensed under part X of chapter 400 or an entity excluded from the definition of a clinic. However, as provided in s. 400.9905, an entity excluded from the definition of a clinic shall be deemed a clinic and must be licensed under part X of chapter 400 in order to receive reimbursement for prescribed followup services and care under sub-subparagraph 1.d. unless the entity is:

   a. An entity wholly owned by a physician licensed under chapter 458 or chapter 459, or by the physician and the spouse, parent, child, or sibling of the physician;

   b. An entity wholly owned by a dentist licensed under chapter 466, or by the dentist and the spouse, parent, child, or sibling of the dentist;

   c. An entity wholly owned by a chiropractic physician licensed under chapter 460, or by the chiropractic physician and the spouse, parent, child, or sibling of the chiropractic
physician if such entity has filed for a licensing exemption with the Agency for Health Care Administration; or
d. A hospital or ambulatory surgical center licensed under chapter 395.

4. Medical benefits do not include massage as defined in s. 480.033 or acupuncture as defined in s. 457.102, regardless of the person, entity, or licensee providing massage or acupuncture.

5. For purposes of ss. 627.748-627.7491, a medical diagnosis that an emergency medical condition exists is presumed to be correct unless rebutted by clear and convincing evidence to the contrary.