

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Learned offered the following:

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Amendment (with title amendment)

Between lines 95 and 96, insert:

Section 1. Paragraph (p) is added to subsection (2) of section 409.967, Florida Statutes, to read:

409.967 Managed care plan accountability.—

(2) The agency shall establish such contract requirements as are necessary for the operation of the statewide managed care program. In addition to any other provisions the agency may deem necessary, the contract must require:

(p) Subcontractors.—A managed care plan may not refer its members to or enter into a contract or an arrangement with a

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14 subcontractor to provide services if the managed care plan or
 15 the principal of the managed care plan has a common ownership
 16 interest. A subcontractor of a managed care plan shall provide
 17 all services in compliance with the contract or arrangement and
 18 the applicable federal waivers as reasonably necessary to
 19 achieve the purpose for which such services are to be provided.
 20 A managed care plan may not refer its members to a subcontractor
 21 for covered services if the subcontractor has an ownership
 22 interest or a profit-sharing arrangement with a provider,
 23 another subcontractor, a third-party administrator, or a third
 24 party entity.

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 26
 27 **T I T L E A M E N D M E N T**

28 Remove line 2 and insert:

29 An act relating to health care; amending s. 409.967,
 30 F.S.; prohibiting a managed care plan from referring
 31 its members to, or entering into a contract or an
 32 arrangement to provide services with, a subcontractor
 33 under certain circumstances; requiring that a
 34 subcontractor of a managed care plan provide all
 35 services in compliance with such contract or
 36 arrangement and applicable federal waivers;
 37 prohibiting a managed care plan from referring its
 38 members to a subcontractor for covered services if the

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39 subcontractor has an ownership interest or a profit
40 sharing arrangement with certain entities; amending

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