By the Committee on Health Care Standards & Regulatory
Reform and Representatives Goode, Lippman, Fasano, Culp and
Maygarden

 1   A bill to be entitled

 2   An act relating to health care; creating s.

 3   641.3155, F.S.; providing for termination or

 4   nonrenewal of health maintenance organization

 5   health care provider contracts; requiring a

 6   provisional contract period; providing a

 7   minimum contract period; requiring contracts to

 8   specify causes for termination; providing a

 9   definition; 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. Section 641.3155, Florida Statutes, is

14   created to read:

15   641.3155 Termination or nonrenewal of health care

16   provider contracts.--All health care provider contracts

17   entered into after the effective date of this act shall

18   include a provisional period of 1 year. During the

19   provisional period, or at the conclusion of the 1-year

20   provisional period, the contract may be terminated by either

21   party without cause or explanation. Such contracts shall be

22   for a minimum period of 2 years unless an extended time period

23   is agreed to by both parties. After the provisional 1-year

24   period has expired without action on the part of either party,

25   such contracts may be terminated only for cause or by mutual

26   consent of both parties. Each contract shall include the

27   conditions or terms that would constitute cause for

28   termination of the contract. All health care provider

29   contracts between the same parties shall include only one

30   provisional period. All future health care provider contracts

31   between those parties shall not include the provisional period

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1 and may be terminated only for cause or by mutual consent of

2 both parties. For purposes of this section, "health care

3 provider" is defined as any practitioner licensed under

4 chapter 458, chapter 459, chapter 460, or chapter 461, and any

5 facility licensed under chapter 395.

6   Section 2. This act shall take effect October 1 of the

7 year in which enacted.

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