

1                   A bill to be entitled  
2           An act relating to health care; amending s.  
3           395.7015, F.S.; removing freestanding radiation  
4           therapy centers from the annual assessment on  
5           net operating revenues of certain health care  
6           entities; providing an effective date.

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8   Be It Enacted by the Legislature of the State of Florida:

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10           Section 1. Subsection (2) of section 395.7015, Florida  
11   Statutes, is amended to read:

12           395.7015 Annual assessment on health care entities.--

13           (2) There is hereby imposed an annual assessment  
14   against certain health care entities as described in this  
15   section:

16           (a) The assessment shall be equal to 1.5 percent of  
17   the annual net operating revenues of health care entities.

18           1. The first assessment shall be due on April 30,  
19   1992, and the second on April 30, 1993, and each shall be  
20   based on the appropriate reports filed with the agency no  
21   later than March 31 of the year the assessment is due. By  
22   January 1, 1992, the health care entity shall make a one-time  
23   election to base the assessments on net operating revenue  
24   received in the health care entity's latest fiscal year ending  
25   on or before December 31, 1991, or December 31, 1992,  
26   respectively, or in the 12-month period ending March 31 of the  
27   year the assessment is due. The assessment shall be payable  
28   to and collected by the agency.

29           2. Beginning July 1, 1993, assessments shall be based  
30   on annual net operating revenues for the entity's most  
31   recently completed fiscal year as provided in subsection (3).

1 (b) For the purpose of this section, "health care  
2 entities" include the following:

3 1. Ambulatory surgical centers licensed under s.  
4 395.003.

5 2. Clinical laboratories licensed under s. 483.091,  
6 excluding any hospital laboratory defined under s. 483.041(5),  
7 any clinical laboratory operated by the state or a political  
8 subdivision of the state, any clinical laboratory which  
9 qualifies as an exempt organization under s. 501(c)(3) of the  
10 Internal Revenue Code of 1986, as amended, and which receives  
11 70 percent or more of its gross revenues from services to  
12 charity patients or Medicaid patients, and any blood, plasma,  
13 or tissue bank procuring, storing, or distributing blood,  
14 plasma, or tissue either for future manufacture or research or  
15 distributed on a nonprofit basis, and further excluding any  
16 clinical laboratory which is wholly owned and operated by 6 or  
17 fewer physicians who are licensed pursuant to chapter 458 or  
18 chapter 459 and who practice in the same group practice, and  
19 at which no clinical laboratory work is performed for patients  
20 referred by any health care provider who is not a member of  
21 the same group.

22 ~~3. Freestanding radiation therapy centers providing~~  
23 ~~treatment through the use of radiation therapy machines that~~  
24 ~~are registered under s. 404.22 and rules 10D-91.902,~~  
25 ~~10D-91.903, and 10D-91.904 of the Florida Administrative Code.~~

26 3.4. Diagnostic-imaging centers that are freestanding  
27 outpatient facilities that provide specialized services for  
28 the identification or determination of a disease through  
29 examination and also provide sophisticated radiological  
30 services, and in which services are rendered by a physician  
31 licensed by the Board of Medicine under s. 458.311, s.

1 458.313, or s. 458.317, or by an osteopathic physician  
2 licensed by the Board of Osteopathic Medicine under s.  
3 459.006, s. 459.007, or s. 459.0075. For purposes of this  
4 paragraph, "sophisticated radiological services" means the  
5 following: magnetic resonance imaging; nuclear medicine;  
6 angiography; arteriography; computed tomography; positron  
7 emission tomography; digital vascular imaging; bronchography;  
8 lymphangiography; splenography; ultrasound, excluding  
9 ultrasound providers that are part of a private physician's  
10 office practice or when ultrasound is provided by two or more  
11 physicians licensed under chapter 458 or chapter 459 who are  
12 members of the same professional association and who practice  
13 in the same medical specialties; and such other sophisticated  
14 radiological services, excluding mammography, as adopted in  
15 rule by the board.

16 Section 2. There is hereby appropriated \$1,040,000  
17 from General Revenue Fund to the Agency for Health  
18 Administration to implement this act.

19 Section 3. This act shall take effect July 1, 1998.  
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