

By Senator Saunders

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A bill to be entitled
An act relating to clinical laboratories and
diagnostic imaging centers; amending s.
395.7015, F.S.; specifying entities that are
subject to an annual assessment to be paid to
the Public Medical Assistance Trust Fund;
providing an effective date.

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

Section 1. Subsection (2) of section 395.7015, Florida
Statutes, 1998 Supplement, is amended to read:

395.7015 Annual assessment on health care entities.--

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

(a) The assessment shall be equal to 1.5 percent of
the annual net operating revenues of health care entities. The
assessment shall be payable to and collected by the agency.
Assessments shall be based on annual net operating revenues
for the entity's most recently completed fiscal year as
provided in subsection (3).

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

1. Ambulatory surgical centers and mobile surgical
facilities licensed under s. 395.003. This subsection shall
only apply to mobile surgical facilities operating under
contracts entered into on or after July 1, 1998.

2. Clinical laboratories licensed under s. 483.091,
excluding any hospital laboratory defined under s. 483.041(5),
any clinical laboratory operated by the state or a political
subdivision of the state, any clinical laboratory which

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

14 | 3. Diagnostic-imaging centers that are freestanding
15 | outpatient facilities that provide specialized services for
16 | the identification or determination of a disease through
17 | examination and also provide sophisticated radiological
18 | services, and in which services are rendered by a physician
19 | licensed by the Board of Medicine under s. 458.311, s.
20 | 458.313, or s. 458.317, or by an osteopathic physician
21 | licensed by the Board of Osteopathic Medicine under s.
22 | 459.006, s. 459.007, or s. 459.0075, excluding a diagnostic
23 | imaging center that is wholly owned by one or more physicians
24 | who are licensed pursuant to chapter 458 or chapter 459. For
25 | purposes of this paragraph, "sophisticated radiological
26 | services" means the following: magnetic resonance imaging;
27 | nuclear medicine; angiography; arteriography; computed
28 | tomography; positron emission tomography; digital vascular
29 | imaging; bronchography; lymphangiography; splenography;
30 | ultrasound, excluding ultrasound providers that are part of a
31 | private physician's office practice or when ultrasound is

1 provided by two or more physicians licensed under chapter 458
2 or chapter 459 who are members of the same professional
3 association and who practice in the same medical specialties;
4 and such other sophisticated radiological services, excluding
5 mammography, as adopted in rule by the board.

6 Section 2. This act shall take effect July 1, 1999.

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9 SENATE SUMMARY

10 Revises the list of entities that are subject to an
11 annual assessment to be paid to the Public Medical
12 Assistance Trust Fund.
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