

By Senator Sebesta

20-598-01

1 A bill to be entitled
2 An act relating to health care service
3 programs; amending s. 641.51, F.S.; requiring
4 that only certain physicians licensed in this
5 state may render adverse determinations for
6 health maintenance organizations and prepaid
7 health clinics; providing an effective date.

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

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11 Section 1. Subsection (4) of section 641.51, Florida
12 Statutes, is amended to read:

13 641.51 Quality assurance program; second medical
14 opinion requirement.--

15 (4) The organization shall ensure that only a
16 physician holding an active, unencumbered license issued
17 ~~licensed~~ under chapter 458 or chapter 459, ~~or an allopathic or~~
18 ~~osteopathic physician with an active, unencumbered license in~~
19 ~~another state with similar licensing requirements~~ may render
20 an adverse determination regarding a service provided by a
21 physician licensed in this state. The organization shall
22 submit to the treating provider and the subscriber written
23 notification regarding the organization's adverse
24 determination within 2 working days after the subscriber or
25 provider is notified of the adverse determination. The written
26 notification must include the utilization review criteria or
27 benefits provisions used in the adverse determination,
28 identify the physician who rendered the adverse determination,
29 and be signed by an authorized representative of the
30 organization or the physician who rendered the adverse
31 determination. The organization must include with the

1 notification of an adverse determination information
2 concerning the appeal process for adverse determinations.

3 Section 2. This act shall take effect July 1, 2001.

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SENATE SUMMARY

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Requires that adverse determinations for health
maintenance organizations and prepaid health clinics be
8 rendered only by certain physicians licensed in this
state.

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