

Bill No. CS for SB 836

Amendment No.      Barcode 944832

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Senator Crist moved the following amendment:

**Senate Amendment (with title amendment)**  
Delete everything after the enacting clause

and insert:

Section 1. Section 627.6474, Florida Statutes, is created to read:

627.6474 Provider contracts.--A health insurer shall not require a contracted health care practitioner as defined in s. 456.001(4) to accept the terms of other health care practitioner contracts with the insurer, including Medicare and Medicaid practitioner contracts and those authorized by s. 627.6471, s. 627.6472, or s. 641.315, except for a practitioner in a group practice as defined in s. 456.053 who must accept the terms of a contract negotiated for the practitioner by the group, as a condition of continuation or renewal of the contract. Any contract provision that violates this section is void. A violation of this section is not subject to the criminal penalty specified in s. 624.15.

Section 2. Subsection (11) is added to section

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1 627.662, Florida Statutes, to read:

2 627.662 Other provisions applicable.--The following  
3 provisions apply to group health insurance, blanket health  
4 insurance, and franchise health insurance:

5 (11) Section 627.6474, relating to provider contracts.

6 Section 3. Subsection (10) is added to section  
7 641.315, Florida Statutes, to read:

8 641.315 Provider contracts.--

9 (10) A health maintenance organization shall not  
10 require a contracted health care practitioner as defined in s.  
11 456.001(4) to accept the terms of other health care  
12 practitioner contracts with the health maintenance  
13 organization, including Medicare and Medicaid practitioner  
14 contracts and those authorized by s. 627.6471, s. 627.6472, or  
15 s. 641.315, except for a practitioner in a group practice as  
16 defined in s. 456.053 who must accept the terms of a contract  
17 negotiated for the practitioner by the group, as a condition  
18 of continuation or renewal of the contract. Any contract  
19 provision that violates this section is void. A violation of  
20 this section is not subject to the criminal penalty specified  
21 in s. 624.15.

22 Section 4. This act shall take effect July 1, 2001,  
23 and shall apply to contracts entered into or renewed on or  
24 after that date.

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27 ===== T I T L E A M E N D M E N T =====

28 And the title is amended as follows:

29 Delete everything before the enacting clause

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31 and insert:

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A bill to be entitled  
An act relating to health insurers and health  
maintenance organizations; creating s.  
627.6474, F.S.; prohibiting health insurers  
from requiring certain contracted health care  
practitioners to accept the terms of other  
health care contracts as a condition of  
continuation or renewal; providing exceptions;  
amending s. 627.662, F.S.; applying this  
prohibition to group health insurance, blanket  
health insurance, and franchise health  
insurance; amending s. 641.315, F.S.; applying  
this prohibition to health maintenance  
organizations; providing an effective date.