

Bill No. CS for SB 726

Amendment No.      Barcode 804108

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

**Senate Amendment (with title amendment)**

On page 3, line 28, delete that line

and insert:

Section 2. Effective July 1, 2003, paragraph (o) of subsection (3) of section 456.053, Florida Statutes, as amended by this act, is amended to read:

456.053 Financial arrangements between referring health care providers and providers of health care services.--

(3) DEFINITIONS.--For the purpose of this section, the word, phrase, or term:

(o) "Referral" means any referral of a patient by a health care provider for health care services, including, without limitation:

1. The forwarding of a patient by a health care provider to another health care provider or to an entity which provides or supplies designated health services or any other health care item or service; or

2. The request or establishment of a plan of care by a

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1 health care provider, which includes the provision of  
2 designated health services or other health care item or  
3 service.

4 ~~3. The following orders, recommendations, or plans of~~  
5 ~~care shall not constitute a referral by a health care~~  
6 ~~provider:~~

7 ~~a. By a radiologist for diagnostic imaging services.~~

8 ~~b. By a physician specializing in the provision of~~  
~~radiation therapy services for such services.~~

10 \_\_\_\_\_  
11 ~~be prepared and administered intravenously to such~~  
~~oncologist's patient, as well as for the supplies and~~

13 \_\_\_\_\_  
14 ~~for cancer and the complications thereof.~~

16 ~~d. By a cardiologist for cardiac catheterization~~

17 ~~e. By a pathologist for diagnostic clinical laboratory~~  
~~tests and pathological examination services, if furnished by~~

19 \_\_\_\_\_  
20 ~~consultation requested by another physician.~~

22 ~~f. By a health care provider who is the sole provider~~

23 ~~or other health care items or services that are prescribed or~~  
~~provided solely for such referring health care provider's or~~

25 \_\_\_\_\_  
26 ~~performed by or under the direct supervision of such referring~~  
~~health care provider or group practice; provided, however,~~

28 \_\_\_\_\_  
29 ~~chapter 458, chapter 459, chapter 460, or chapter 461 may~~  
~~refer a patient to a sole provider or group practice for~~

31 \_\_\_\_\_

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1 ~~services, for which the sole provider or group practice billed~~  
2 ~~both the technical and the professional fee for or on behalf~~  
3 ~~of the patient, if the referring physician has no investment~~  
4 ~~interest in the practice. The diagnostic imaging service~~  
5 ~~referred to a group practice or sole provider must be a~~  
6 ~~diagnostic imaging service normally provided within the scope~~  
7 ~~of practice to the patients of the group practice or sole~~  
8 ~~provider. The group practice or sole provider may accept no~~  
9 ~~more than 15 percent of their patients receiving diagnostic~~  
10 ~~imaging services from outside referrals, excluding radiation~~  
11 ~~therapy services.~~

12 ~~g. By a health care provider for services provided by~~  
13 ~~an ambulatory surgical center licensed under chapter 395.~~

14 ~~h. By a urologist for lithotripsy services.~~

15 ~~i. By a dentist for dental services performed by an~~  
16 ~~employee of or health care provider who is an independent~~  
17 ~~contractor with the dentist or group practice of which the~~  
18 ~~dentist is a member.~~

19 ~~j. By a physician for infusion therapy services to a~~  
20 ~~patient of that physician or a member of that physician's~~  
21 ~~group practice.~~

22 ~~k. By a nephrologist for renal dialysis services and~~  
23 ~~supplies, except laboratory services.~~

24 ~~l. By a health care provider whose principal~~  
25 ~~professional practice consists of treating patients in their~~  
26 ~~private residences for services to be rendered in such private~~  
27 ~~residences. For purposes of this sub-subparagraph, the term~~  
28 ~~"private residences" includes patient's private homes,~~  
29 ~~independent living centers, and assisted living facilities,~~  
30 ~~but does not include skilled nursing facilities.~~

31 Section 3. Except as otherwise expressly provided in

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1 this act, this act shall take effect July 1, 2002.

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

5 And the title is amended as follows:

6 On page 1, line 8, after the semicolon,

7

8 insert:

9 providing for future repeal of the list of

10 practices that constitute exceptions;

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