



HB 1419

2003

1 A bill to be entitled

2 An act relating to elder dental care; amending s.
3 409.906, F.S.; authorizing the Agency for Health Care
4 Administration to provide certain elder persons with
5 Medicaid coverage for dentures and basic preventive
6 dental care; providing an effective date.

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

9
10 Section 1. Subsection (1) of section 409.906, Florida
11 Statutes, is amended to read:

12 409.906 Optional Medicaid services.--Subject to specific
13 appropriations, the agency may make payments for services which
14 are optional to the state under Title XIX of the Social Security
15 Act and are furnished by Medicaid providers to recipients who
16 are determined to be eligible on the dates on which the services
17 were provided. Any optional service that is provided shall be
18 provided only when medically necessary and in accordance with
19 state and federal law. Optional services rendered by providers
20 in mobile units to Medicaid recipients may be restricted or
21 prohibited by the agency. Nothing in this section shall be
22 construed to prevent or limit the agency from adjusting fees,
23 reimbursement rates, lengths of stay, number of visits, or
24 number of services, or making any other adjustments necessary to
25 comply with the availability of moneys and any limitations or
26 directions provided for in the General Appropriations Act or
27 chapter 216. If necessary to safeguard the state's systems of
28 providing services to elderly and disabled persons and subject
29 to the notice and review provisions of s. 216.177, the Governor
30 may direct the Agency for Health Care Administration to amend



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31 the Medicaid state plan to delete the optional Medicaid service
32 known as "Intermediate Care Facilities for the Developmentally
33 Disabled." Optional services may include:

34 (1) ADULT DENTAL AND DENTURE SERVICES.--The agency may pay
35 for medically necessary, emergency dental procedures to
36 alleviate pain or infection. Emergency dental care shall be
37 limited to emergency oral examinations, necessary radiographs,
38 extractions, and incision and drainage of abscess, for a
39 recipient who is age 21 or older. However, Medicaid will not
40 provide reimbursement for dental services provided in a mobile
41 dental unit, except for a mobile dental unit:

42 (a) Owned by, operated by, or having a contractual
43 agreement with the Department of Health and complying with
44 Medicaid's county health department clinic services program
45 specifications as a county health department clinic services
46 provider.

47 (b) Owned by, operated by, or having a contractual
48 arrangement with a federally qualified health center and
49 complying with Medicaid's federally qualified health center
50 specifications as a federally qualified health center provider.

51 (c) Rendering dental services to Medicaid recipients, 21
52 years of age and older, at nursing facilities.

53 (d) Owned by, operated by, or having a contractual
54 agreement with a state-approved dental educational institution.

55
56 Notwithstanding the provisions of this subsection, the agency
57 may provide persons who are 65 or older, whose income is at or
58 below 88 percent of the federal poverty level, and whose assets
59 do not exceed specified limitations Medicaid coverage for
60 dentures and denture services and basic preventive dental care.



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61 Denture services shall consist of procedures to seat dentures
62 and the repair and relining of dentures, provided by or under
63 the direction of a licensed dentist. Basic preventive dental
64 care shall consist of one nonemergency examination and one basic
65 cleaning per year.

66 Section 2. This act shall take effect upon becoming a law.