

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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1 Representative Homan offered the following:

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3 **Amendment (with title amendment)**

4 Remove everything after the enacting clause and insert:

5 Section 1. Subsections (16) through (20) of section  
6 641.19, Florida Statutes, are renumbered as subsections (17)  
7 through (21), respectively, and a new subsection (16) is added  
8 to said section to read:

9 641.19 Definitions.--As used in this part, the term:

10 (16) "Schedule of reimbursements" means a schedule of fees  
11 to be paid by a health maintenance organization to a physician  
12 provider for reimbursement for specific services pursuant to the  
13 terms of a contract. The physician provider's net reimbursement  
14 may vary after consideration of other factors, including, but  
15 not limited to, bundling codes together into another code and  
16 member cost-sharing responsibility, as long as these factors are  
17 disclosed and included in the terms of the contract between the

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18 health maintenance organization and provider. The reimbursement  
19 schedule may be stated as:

20 (a) A percentage of the Medicare fee schedule for specific  
21 relative-value services;

22 (b) A listing of the reimbursements to be paid by Current  
23 Procedural Terminology codes for physicians that pertain to each  
24 physician's practice; or

25 (c) Any other method agreed upon by the parties.

26  
27 Specific non-relative-value services shall be stated separately  
28 from relative-value services, and reimbursement for unclassified  
29 services shall be on a reasonable basis.

30 Section 2. Subsection (4) of section 641.315, Florida  
31 Statutes, is amended to read:

32 641.315 Provider contracts.--

33 (4) Whenever a contract exists between a health  
34 maintenance organization and a provider, the health maintenance  
35 organization shall disclose to the provider:

36 (a) The mailing address or electronic address where claims  
37 should be sent for processing.†

38 (b) The telephone number that a provider may call to have  
39 questions and concerns regarding claims addressed.†~~and~~

40 (c) The address of any separate claims-processing centers  
41 for specific types of services.

42 (d)1. The complete schedule of reimbursements for all the  
43 services for which a health maintenance organization and a  
44 provider have contracted and any changes in or deviations from  
45 the contracted schedule of reimbursements. The health  
46 maintenance organization may satisfy this requirement by:

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47 a. Providing the schedule of reimbursements or changes in  
48 or deviations from the schedule by electronic means to the  
49 provider; or

50 b. Providing a written copy of the schedule of  
51 reimbursements or changes or deviations from the schedule if  
52 requested by the provider.

53 2. The schedule of reimbursements is subject to the  
54 nondisclosure provisions of the contract, and the provider shall  
55 maintain the confidentiality of the schedule. For purposes of  
56 this paragraph, the term "provider" means a physician licensed  
57 under chapter 458, chapter 459, chapter 460, chapter 461, or  
58 chapter 466.

59  
60 A health maintenance organization shall provide to its  
61 contracted providers no less than 30 calendar days' prior  
62 written notice of any changes in the information required in  
63 this subsection.

64 Section 3. This act shall take effect January 1, 2005.

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

67 Remove the entire title and insert:

68 A bill to be entitled

69 An act relating to health maintenance organization  
70 provider contracts; amending s. 641.19, F.S.; defining the  
71 term "schedule of reimbursements"; amending s. 641.315,  
72 F.S.; requiring a contract between a health maintenance  
73 organization and a provider to disclose a complete  
74 schedule of reimbursements for contracted services,  
75 including changes and deviations; providing criteria,

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76 | requirements, and limitations; providing a definition;  
77 | providing an effective date.

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