

1  
2 An act relating to health maintenance  
3 organization provider contracts; amending s.  
4 641.19, F.S.; defining the term "schedule of  
5 reimbursements"; amending s. 641.315, F.S.;  
6 requiring a contract between a health  
7 maintenance organization and a provider to  
8 disclose a complete schedule of reimbursements  
9 for contracted services, including changes and  
10 deviations; providing criteria, requirements,  
11 and limitations; providing a definition;  
12 providing an effective date.

13  
14 Be It Enacted by the Legislature of the State of Florida:  
15

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

20 641.19 Definitions.--As used in this part, the term:  
21 (16) "Schedule of reimbursements" means a schedule of  
22 fees to be paid by a health maintenance organization to a  
23 physician provider for reimbursement for specific services  
24 pursuant to the terms of a contract. The physician provider's  
25 net reimbursement may vary after consideration of other  
26 factors, including, but not limited to, bundling codes  
27 together into another code and member cost-sharing  
28 responsibility, as long as these factors are disclosed and  
29 included in the terms of the contract between the health  
30 maintenance organization and provider. The reimbursement  
31 schedule may be stated as:

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

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

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

7  
8 Specific non-relative-value services shall be stated  
9 separately from relative-value services, and reimbursement for  
10 unclassified services shall be on a reasonable basis.

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

13           641.315 Provider contracts.--

14           (4) Whenever a contract exists between a health  
15 maintenance organization and a provider, the health  
16 maintenance organization shall disclose to the provider:

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

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

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

23           (d)1. The complete schedule of reimbursements for all  
24 the services for which a health maintenance organization and a  
25 provider have contracted and any changes in or deviations from  
26 the contracted schedule of reimbursements. The health  
27 maintenance organization may satisfy this requirement by:

28           a. Providing the schedule of reimbursements or changes  
29 in or deviations from the schedule by electronic means to the  
30 provider; or

31

1           b. Providing a written copy of the schedule of  
2 reimbursements or changes or deviations from the schedule if  
3 requested by the provider.

4           2. The schedule of reimbursements is subject to the  
5 nondisclosure provisions of the contract, and the provider  
6 shall maintain the confidentiality of the schedule. For  
7 purposes of this paragraph, the term "provider" means a  
8 physician licensed under chapter 458, chapter 459, chapter  
9 460, chapter 461, or chapter 466.

10

11 A health maintenance organization shall provide to its  
12 contracted providers no less than 30 calendar days' prior  
13 written notice of any changes in the information required in  
14 this subsection.

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

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31