

Bill No. CS for CS for SB 2170, 1st Eng.

Amendment No. ____ Barcode 101526

CHAMBER ACTION

Senate

House

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Senator Cowin moved the following amendment:

Senate Amendment (with title amendment)

On page 205, lines 14-16, delete those lines

and insert:

Section 138. Subsections (1), (9), and (11) of section 400.9935, Florida Statutes, are amended to read:

400.9935 Clinic responsibilities.--

(1) Each clinic shall appoint a medical director or clinic director who shall agree in writing to accept legal responsibility for the following activities on behalf of the clinic. The medical director or the clinic director shall:

(a) Have signs identifying the medical director or clinic director posted in a conspicuous location within the clinic readily visible to all patients.

(b) Ensure that all practitioners providing health care services or supplies to patients maintain a current active and unencumbered Florida license.

(c) Review any patient referral contracts or agreements executed by the clinic.

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1 (d) Ensure that all health care practitioners at the
2 clinic have active appropriate certification or licensure for
3 the level of care being provided.

4 (e) Serve as the clinic records owner as defined in s.
5 456.057.

6 (f) Ensure compliance with the recordkeeping, office
7 surgery, and adverse incident reporting requirements of
8 chapter 456, the respective practice acts, and rules adopted
9 under this part and part II of chapter 408.

10 (g) Conduct systematic reviews of clinic billings to
11 ensure that the billings are not fraudulent or unlawful. Upon
12 discovery of an unlawful charge, the medical director or
13 clinic director shall take immediate corrective action. If the
14 clinic performs only the technical component of magnetic
15 resonance imaging, static radiographs, computed tomography, or
16 positron emission tomography, and provides the professional
17 interpretation of such services, in a fixed facility that is
18 accredited by the Joint Commission on Accreditation of
19 Healthcare Organizations or the Accreditation Association for
20 Ambulatory Health Care, and the American College of Radiology;
21 and if, in the preceding quarter, the percentage of scans
22 performed by that clinic which was billed to all personal
23 injury protection insurance carriers was less than 15 percent,
24 the chief financial officer of the clinic may, in a written
25 acknowledgement provided to the agency, assume the
26 responsibility for the conduct of the systematic reviews of
27 clinic billings to ensure that the billings are not fraudulent
28 or unlawful.

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

2 And the title is amended as follows:

3 On page 16, line 30, after the semicolon,

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5 insert:

6 assigning responsibilities for ensuring

7 billing;

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