

CHAMBER ACTION

1 The Health & Families Council recommends the following:

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3 **Council/Committee Substitute**

4 Remove the entire bill and insert:

5 A bill to be entitled

6 An act relating to hospices; amending s. 400.602, F.S.;
7 providing requirements for licensure for certain for-
8 profit hospices; providing limitations on the location of
9 for-profit hospices; requiring a report by the Office of
10 Program Policy and Government Accountability that analyzes
11 the impact of hospices on the delivery of care to
12 terminally ill patients; providing an effective date.

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

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16 Section 1. Subsection (7) is added to section 400.602,
17 Florida Statutes, to read:

18 400.602 Licensure required; prohibited acts; exemptions;
19 display, transferability of license.--

20 (7) Notwithstanding the provisions of s. 400.601(3), any
21 hospice that is organized as a for-profit corporation and
22 provides a continuum of palliative and supportive care for the
23 terminally ill patient and his or her family may obtain a

24 license in accordance with the other requirements of this part
 25 and upon receipt of any certificate of need that may be required
 26 under the provisions of ss. 408.031-408.045 to provide care in a
 27 hospice service area where a for-profit hospice is currently
 28 licensed to operate under subsections (5) and (6).

29 Section 2. No later than January 1, 2006, the Office of
 30 Program Policy and Government Accountability, in consultation
 31 with the Agency for Health Care Administration, shall submit a
 32 report to the President of the Senate and the Speaker of the
 33 House of Representatives that analyzes the impact of hospices on
 34 the delivery of care to terminally ill patients. The report
 35 shall include:

36 (1) A comprehensive statistical analysis of Florida
 37 hospice care from January 1, 1999, to June 30, 2005.

38 (2) A comprehensive analysis of the scope of services
 39 provided by Florida hospices and a comparison of those services
 40 to the minimum service requirements of Medicare and Medicaid.

41 (3) An analysis of hospice service areas and penetration
 42 rates of hospice services by hospice service area, including a
 43 discussion of reasons for the existence of regional monopolies.

44 (4) An analysis of the services provided to and quality of
 45 care experienced by patients of for-profit hospices in Florida
 46 and other states.

47 (5) An analysis of potential changes in the competitive
 48 marketplace in Florida which may be produced by the introduction
 49 of additional for-profit hospices.

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50 (6) An analysis of the effect that the presence of for-
51 profit hospices has had on hospice service delivery and quality
52 in other states.

53 (7) The projected cost of introduction of additional for-
54 profit hospices in Florida to the Medicaid program.

55 (8) Any other relevant information.

56 Section 3. This act shall take effect July 1, 2005.