

Bill No. CS for CS for SB 838, 1st Eng.

Barcode 365812

CHAMBER ACTION

Senate

House

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Senators Peaden, Carlton, Saunders, Atwater, Campbell, and Rich moved the following amendment:

Senate Amendment (with title amendment)

On page 80, between lines 11 and 12,

Section 13. The amendments made to section 393.0661, Florida Statutes, by the Conference Committee Report on Committee Substitute for Committee Substitute for Senate Bill 404 are repealed.

Section 14. The amendments made to section 409.907, Florida Statutes, by the Conference Committee Report on Committee Substitute for Committee Substitute for Senate Bill 404 are repealed.

Section 15. The amendments made to the introductory provision only of section 409.908, Florida Statutes, by the Conference Committee Report on Committee Substitute for Committee Substitute for Senate Bill 404 are repealed.

Section 16. Section 409.9082, Florida Statutes, as created by the Conference Committee Report on Committee Substitute for Committee Substitute for Senate Bill 404, is

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1 repealed.

2 Section 17. Section 23 of the Conference Committee
3 Report on Committee Substitute for Committee Substitute for
4 Senate Bill 404 is repealed.

5 Section 18. Subsection (2) of section 409.9124, F.S.,
6 as amended by section 18 of the Conference Committee Report on
7 Committee Substitute for Committee Substitute for Senate Bill
8 404 is amended, and subsection (6) is added to that section,
9 to read:

10 409.9124 Managed care reimbursement.--

11 (2) Each year prior to establishing new managed care
12 rates, the agency shall review all prior year adjustments for
13 changes in trend, and shall reduce or eliminate those
14 adjustments which are not reasonable and which reflect
15 policies or programs which are not in effect. In addition, the
16 agency shall apply only those policy reductions applicable to
17 the fiscal year for which the rates are being set, which can
18 be accurately estimated and verified by an independent
19 actuary, and which have been implemented prior to or will be
20 implemented during the fiscal year. The agency shall pay rates
21 at per-member, per-month averages that ~~equal, but~~ do not
22 exceed, the amounts allowed for in the General Appropriations
23 Act applicable to the fiscal year for which the rates will be
24 in effect.

25 (6) For the 2005-2006 fiscal year only, the agency
26 shall make an additional adjustment in calculating the
27 capitation payments to prepaid health plans, excluding prepaid
28 mental health plans. This adjustment must result in an
29 increase of 2.8 percent in the average per-member, per-month
30 rate paid to prepaid health plans, excluding prepaid mental
31 health plans, which are funded from Specific Appropriations

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1 225 and 226 in the 2005-2006 General Appropriations Act.

2 Section 19. The Senate Select Committee on Medicaid
3 Reform shall study how provider rates are established and
4 modified, how provider agreements and administrative
5 rulemaking effect those rates, the discretion allowed by
6 federal law for the setting of rates by the state, and the
7 impact of litigation on provider rates. The committee shall
8 issue a report containing recommendations by March 1, 2006, to
9 the Governor, the President of the Senate, and the Speaker of
10 the House of Representatives.

11
12 (Redesignate subsequent sections.)

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14

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

16 And the title is amended as follows:

17 On page 4, line 18, after the semicolon,

18

19 insert:

20 repealing the amendments made to ss. 393.0661,
21 409.907, and 409.9082, F.S., and the amendments
22 made to the introductory provision of s.
23 409.908, F.S., by the Conference Committee
24 Report on CS for CS for SB 404, relating to
25 provider agreements and provider methodologies;
26 repealing s. 23 of the Conference Committee
27 Report on CS for CS for SB 404, relating to
28 legislative intent; amending s. 409.9124, F.S.,
29 as amended by the Conference Committee Report
30 on CS for CS for SB 404; revising provisions
31 requiring the Agency for Health Care

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1 Administration to pay certain rates for managed
2 care reimbursement; requiring that the agency
3 make an additional adjustment in calculating
4 the rates paid to prepaid health plans for the
5 2005-2006 fiscal year; requiring that the
6 Senate Select Committee on Medicaid Reform
7 study various issues concerning Medicaid
8 provider rates and issue a report to the
9 Governor and the Legislature;

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