

Bill No. SB 2-B

Barcode 050580

CHAMBER ACTION

Senate

House

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The Committee on Health Care (Atwater) recommended the following amendment:

**Senate Amendment (with title amendment)**

On page 3, line 19 through page 5, line 14, delete those lines and insert:

Section 1. Subsection (9) of section 409.911, Florida Statutes, is amended and subsection (10) is added to that section to read:

409.911 Disproportionate share program.--Subject to specific allocations established within the General Appropriations Act and any limitations established pursuant to chapter 216, the agency shall distribute, pursuant to this section, moneys to hospitals providing a disproportionate share of Medicaid or charity care services by making quarterly Medicaid payments as required. Notwithstanding the provisions of s. 409.915, counties are exempt from contributing toward the cost of this special reimbursement for hospitals serving a disproportionate share of low-income patients.

(9) The Agency for Health Care Administration shall create a Medicaid Disproportionate Share Council.

Bill No. SB 2-B

Barcode 050580

1 (a) The purpose of the council is to study and make  
2 recommendations regarding:

3 1. The formula for the regular disproportionate share  
4 program and alternative financing options.

5 2. Enhanced Medicaid funding through the Special  
6 Medicaid Payment program.

7 3. The federal status of the upper-payment-limit  
8 funding option and how this option may be used to promote  
9 health care initiatives determined by the council to be state  
10 health care priorities.

11 4. The development of the low income pool plan as  
12 required by the federal Centers for Medicare and Medicaid  
13 Services using the objectives established in s.  
14 409.91211(1)(c).

15 (b) The council shall include representatives of the  
16 Executive Office of the Governor and of the agency;  
17 representatives from teaching, public, private nonprofit,  
18 private for-profit, and family practice teaching hospitals;  
19 and representatives from other groups as needed. The agency  
20 must ensure that there is fair representation of each group  
21 specified in this paragraph.

22 (c) The council shall submit its findings and  
23 recommendations to the Governor and the Legislature no later  
24 than March 1 ~~February 1~~ of each year.

25 (d) This subsection shall stand repealed June 30, 2006,  
26 unless reviewed and saved from repeal through reenactment by  
27 the Legislature.

28 (10) The Agency for Health Care Administration shall  
29 create a Medicaid Low-Income Pool Council by July 1, 2006. The  
30 Low-Income Pool Council shall consist of 17 members, including  
31 three representatives of statutory teaching hospitals, three

Bill No. SB 2-B

Barcode 050580

1 representatives of public hospitals, three representatives of  
 2 nonprofit hospitals, three representatives of for-profit  
 3 hospitals, two representatives of rural hospitals, two  
 4 representatives of units of local government which contribute  
 5 funding, and one representative of the Department of Health.

6 The council shall:

7       (a) Make recommendations on the financing of the  
 8 low-income pool and the disproportionate share hospital  
 9 program and the distribution of their funds.

10       (b) Advise the Agency for Health Care Administration on  
 11 the development of the low-income pool plan required by the  
 12 federal Centers for Medicare and Medicaid Services pursuant to  
 13 the Medicaid reform waiver.

14       (c) Advise the Agency for Health Care Administration on  
 15 the distribution of hospital funds used to adjust inpatient  
 16 hospital rates, rebase rates, or otherwise exempt hospitals  
 17 from reimbursement limits as financed by intergovernmental  
 18 transfers.

19       (d) Submit its findings and recommendations to the  
 20 Governor and the Legislature no later than February 1 of each  
 21 year.

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

25 And the title is amended as follows:

26       On page 1, lines 3 through 6, delete those lines

27

28 and insert:

29       409.911, F.S.; adding a duty to the Medicaid  
 30       Disproportionate Share Council; providing a  
 31       future repeal of the Disproportionate Share

Bill No. SB 2-B

Barcode 050580

1 Council; creating the Medicaid Low-Income Pool  
2 Council; providing for membership and duties;  
3 amending s.  
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