

CHAMBER ACTION

1 The Future of Florida's Families Committee recommends the
2 following:

3
4 **Council/Committee Substitute**

5 Remove the entire bill and insert:

6 A bill to be entitled

7 An act relating to children's health insurance; creating
8 s. 409.8195, F.S.; requiring the Department of Health to
9 develop a program to identify certain children for
10 referral to the Department of Children and Family Services
11 for certain eligibility and choices of health benefits
12 coverage under the Florida KidCare program; providing
13 program requirements and criteria; amending s. 409.908,
14 F.S.; requiring the Agency for Health Care Administration
15 to provide reimbursement for physician and dental services
16 at certain levels; requiring the agency to provide
17 reimbursement for dental services at certain rates;
18 amending s. 624.91, F.S.; authorizing the Florida Healthy
19 Kids Corporation to enter into contracts for certain
20 purposes; providing an effective date.

21
22 Be It Enacted by the Legislature of the State of Florida:
23

HB 1423

2006
CS

24 Section 1. Section 409.8195, Florida Statutes, is created
25 to read:

26 409.8195 Identification of low-income, uninsured children;
27 determination of eligibility for the Florida KidCare program;
28 alternative health care information.--The Department of Health
29 shall develop a program, in conjunction with the Department of
30 Education, the Department of Children and Family Services, the
31 Agency for Health Care Administration, the Florida Healthy Kids
32 Corporation, local governments, employers, and other
33 stakeholders to identify low-income, uninsured children and, to
34 the extent possible and subject to appropriation, refer them to
35 the Department of Children and Family Services for eligibility
36 determination and provide parents with information about choices
37 of health benefits coverage under the Florida KidCare program.
38 These activities shall include, but not be limited to: training
39 community providers in effective methods of outreach; conducting
40 public information campaigns designed to publicize the Florida
41 KidCare program, the eligibility requirements of the program,
42 and the procedures for enrollment in the program; and
43 maintaining public awareness of the Florida KidCare program.
44 Special emphasis shall be placed on the identification of
45 minority children for referral to and participation in the
46 Florida KidCare program.

47 Section 2. Paragraph (d) is added to subsection (12) of
48 section 409.908, Florida Statutes, to read:

49 409.908 Reimbursement of Medicaid providers.--Subject to
50 specific appropriations, the agency shall reimburse Medicaid
51 providers, in accordance with state and federal law, according

HB 1423

2006
CS

52 | to methodologies set forth in the rules of the agency and in
53 | policy manuals and handbooks incorporated by reference therein.
54 | These methodologies may include fee schedules, reimbursement
55 | methods based on cost reporting, negotiated fees, competitive
56 | bidding pursuant to s. 287.057, and other mechanisms the agency
57 | considers efficient and effective for purchasing services or
58 | goods on behalf of recipients. If a provider is reimbursed based
59 | on cost reporting and submits a cost report late and that cost
60 | report would have been used to set a lower reimbursement rate
61 | for a rate semester, then the provider's rate for that semester
62 | shall be retroactively calculated using the new cost report, and
63 | full payment at the recalculated rate shall be effected
64 | retroactively. Medicare-granted extensions for filing cost
65 | reports, if applicable, shall also apply to Medicaid cost
66 | reports. Payment for Medicaid compensable services made on
67 | behalf of Medicaid eligible persons is subject to the
68 | availability of moneys and any limitations or directions
69 | provided for in the General Appropriations Act or chapter 216.
70 | Further, nothing in this section shall be construed to prevent
71 | or limit the agency from adjusting fees, reimbursement rates,
72 | lengths of stay, number of visits, or number of services, or
73 | making any other adjustments necessary to comply with the
74 | availability of moneys and any limitations or directions
75 | provided for in the General Appropriations Act, provided the
76 | adjustment is consistent with legislative intent.

77 | (12)

78 | (d) Notwithstanding any other provision of this
79 | subsection, the agency shall provide reimbursement for physician

HB 1423

2006
CS

80 | and dental services provided to children under 21 years of age
81 | at least at the level provided by federal law for physician
82 | reimbursement under the Medicare program and provide
83 | reimbursement for dental services at 50 percent of usual and
84 | customary rates provided for dental services.

85 | Section 3. Paragraph (b) of subsection (5) of section
86 | 624.91, Florida Statutes, is amended to read:

87 | 624.91 The Florida Healthy Kids Corporation Act.--

88 | (5) CORPORATION AUTHORIZATION, DUTIES, POWERS.--

89 | (b) The Florida Healthy Kids Corporation shall:

90 | 1. Arrange for the collection of any family, local
91 | contributions, or employer payment or premium, in an amount to
92 | be determined by the board of directors, to provide for payment
93 | of premiums for comprehensive insurance coverage and for the
94 | actual or estimated administrative expenses.

95 | 2. Arrange for the collection of any voluntary
96 | contributions to provide for payment of premiums for children
97 | who are not eligible for medical assistance under Title XXI of
98 | the Social Security Act. Each fiscal year, the corporation shall
99 | establish a local match policy for the enrollment of non-Title-
100 | XXI-eligible children in the Healthy Kids program. By May 1 of
101 | each year, the corporation shall provide written notification of
102 | the amount to be remitted to the corporation for the following
103 | fiscal year under that policy. Local match sources may include,
104 | but are not limited to, funds provided by municipalities,
105 | counties, school boards, hospitals, health care providers,
106 | charitable organizations, special taxing districts, and private
107 | organizations. The minimum local match cash contributions

HB 1423

2006
CS

108 required each fiscal year and local match credits shall be
109 determined by the General Appropriations Act. The corporation
110 shall calculate a county's local match rate based upon that
111 county's percentage of the state's total non-Title-XXI
112 expenditures as reported in the corporation's most recently
113 audited financial statement. In awarding the local match
114 credits, the corporation may consider factors including, but not
115 limited to, population density, per capita income, and existing
116 child-health-related expenditures and services.

117 3. Subject to the provisions of s. 409.8134, accept
118 voluntary supplemental local match contributions that comply
119 with the requirements of Title XXI of the Social Security Act
120 for the purpose of providing additional coverage in contributing
121 counties under Title XXI.

122 4. Establish the administrative and accounting procedures
123 for the operation of the corporation.

124 5. Establish, with consultation from appropriate
125 professional organizations, standards for preventive health
126 services and providers and comprehensive insurance benefits
127 appropriate to children, provided that such standards for rural
128 areas shall not limit primary care providers to board-certified
129 pediatricians.

130 6. Determine eligibility for children seeking to
131 participate in the Title XXI-funded components of the Florida
132 KidCare program consistent with the requirements specified in s.
133 409.814, as well as the non-Title-XXI-eligible children as
134 provided in subsection (3).

HB 1423

2006
CS

135 7. Establish procedures under which providers of local
136 match to, applicants to and participants in the program may have
137 grievances reviewed by an impartial body and reported to the
138 board of directors of the corporation.

139 8. Establish participation criteria and, if appropriate,
140 contract with an authorized insurer, health maintenance
141 organization, or third-party administrator to provide
142 administrative services to the corporation.

143 9. Establish enrollment criteria which shall include
144 penalties or waiting periods of not fewer than 60 days for
145 reinstatement of coverage upon voluntary cancellation for
146 nonpayment of family premiums.

147 10. Contract with authorized insurers or any provider of
148 health care services, meeting standards established by the
149 corporation, for the provision of comprehensive insurance
150 coverage to participants. Such standards shall include criteria
151 under which the corporation may contract with more than one
152 provider of health care services in program sites. Health plans
153 shall be selected through a competitive bid process. The Florida
154 Healthy Kids Corporation shall purchase goods and services in
155 the most cost-effective manner consistent with the delivery of
156 quality medical care. The maximum administrative cost for a
157 Florida Healthy Kids Corporation contract shall be 15 percent.
158 For health care contracts, the minimum medical loss ratio for a
159 Florida Healthy Kids Corporation contract shall be 85 percent.
160 For dental contracts, the remaining compensation to be paid to
161 the authorized insurer or provider under a Florida Healthy Kids
162 Corporation contract shall be no less than an amount which is 85

Page 6 of 7

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

hb1423-01-c1

HB 1423

2006
CS

163 percent of premium; to the extent any contract provision does
164 not provide for this minimum compensation, this section shall
165 prevail. The health plan selection criteria and scoring system,
166 and the scoring results, shall be available upon request for
167 inspection after the bids have been awarded.

168 11. Establish disenrollment criteria in the event local
169 matching funds are insufficient to cover enrollments.

170 12. Develop and implement a plan to publicize the Florida
171 Healthy Kids Corporation, the eligibility requirements of the
172 program, and the procedures for enrollment in the program and to
173 maintain public awareness of the corporation and the program.

174 13. Secure staff necessary to properly administer the
175 corporation. Staff costs shall be funded from state and local
176 matching funds and such other private or public funds as become
177 available. The board of directors shall determine the number of
178 staff members necessary to administer the corporation.

179 14. Provide a report annually to the Governor, Chief
180 Financial Officer, Commissioner of Education, Senate President,
181 Speaker of the House of Representatives, and Minority Leaders of
182 the Senate and the House of Representatives.

183 15. Establish benefit packages which conform to the
184 provisions of the Florida KidCare program, as created in ss.
185 409.810-409.820.

186 16. As appropriate, enter into contracts with local school
187 boards or other agencies to provide onsite information,
188 enrollment, and other services necessary to the operation of the
189 corporation.

190 Section 4. This act shall take effect July 1, 2006.