

Amendment No.

CHAMBER ACTION

Senate

House

.

1 Representative Kreegel offered the following:

2
3 **Amendment (with title amendment)**

4 Between lines 12 and 13, insert:

5 Section 1. Paragraphs (a), (b), (c), and (d) of subsection
6 (4) of section 400.9905, Florida Statutes, are amended to read:

7 400.9905 Definitions.--

8 (4) "Clinic" means an entity at which health care services
9 are provided to individuals and which tenders charges for
10 reimbursement for such services, including a mobile clinic and a
11 portable equipment provider. For purposes of this part, the term
12 does not include and the licensure requirements of this part do
13 not apply to:

14 (a) Entities licensed or registered by the state under
15 chapter 395; entities that provide oncology, radiation therapy,
16 and urology services by physicians licensed under chapter 458 or

466733

4/25/2008 7:18 AM

Amendment No.

17 chapter 459 that do not submit claims for reimbursement to
18 insurers under ss. 627.730-627.7405; or entities licensed or
19 registered by the state and providing only health care services
20 within the scope of services authorized under their respective
21 licenses granted under ss. 383.30-383.335, chapter 390, chapter
22 394, chapter 397, this chapter except part X, chapter 429,
23 chapter 463, chapter 465, chapter 466, chapter 478, part I of
24 chapter 483, chapter 484, or chapter 651; end-stage renal
25 disease providers authorized under 42 C.F.R. part 405, subpart
26 U; or providers certified under 42 C.F.R. part 485, subpart B or
27 subpart H; or any entity that provides neonatal or pediatric
28 hospital-based health care services or other health care
29 services by licensed practitioners solely within a hospital
30 licensed under chapter 395.

31 (b) Entities that own, directly or indirectly, entities
32 licensed or registered by the state pursuant to chapter 395;
33 entities that own, directly or indirectly, an entity that
34 provides oncology, radiation therapy, and urology services by
35 physicians licensed under chapter 458 or chapter 459 that do not
36 submit claims for reimbursement to insurers under ss. 627.730-
37 627.7405; or entities that own, directly or indirectly, entities
38 licensed or registered by the state and providing only health
39 care services within the scope of services authorized pursuant
40 to their respective licenses granted under ss. 383.30-383.335,
41 chapter 390, chapter 394, chapter 397, this chapter except part
42 X, chapter 429, chapter 463, chapter 465, chapter 466, chapter
43 478, part I of chapter 483, chapter 484, chapter 651; end-stage
44 renal disease providers authorized under 42 C.F.R. part 405,

466733

4/25/2008 7:18 AM

Amendment No.

45 subpart U; or providers certified under 42 C.F.R. part 485,
46 subpart B or subpart H; or any entity that provides neonatal or
47 pediatric hospital-based health care services by licensed
48 practitioners solely within a hospital licensed under chapter
49 395.

50 (c) Entities that are owned, directly or indirectly, by an
51 entity licensed or registered by the state pursuant to chapter
52 395; entities that are owned, directly or indirectly, by an
53 entity that provides oncology, radiation therapy, and urology
54 services by physicians licensed under chapter 458 or chapter 459
55 that do not submit claims for reimbursement to insurers under
56 ss. 627.730-627.7405; or entities that are owned, directly or
57 indirectly, by an entity licensed or registered by the state and
58 providing only health care services within the scope of services
59 authorized pursuant to their respective licenses granted under
60 ss. 383.30-383.335, chapter 390, chapter 394, chapter 397, this
61 chapter except part X, chapter 429, chapter 463, chapter 465,
62 chapter 466, chapter 478, part I of chapter 483, chapter 484, or
63 chapter 651; end-stage renal disease providers authorized under
64 42 C.F.R. part 405, subpart U; or providers certified under 42
65 C.F.R. part 485, subpart B or subpart H; or any entity that
66 provides neonatal or pediatric hospital-based health care
67 services by licensed practitioners solely within a hospital
68 under chapter 395.

69 (d) Entities that are under common ownership, directly or
70 indirectly, with an entity licensed or registered by the state
71 pursuant to chapter 395; entities that are under common
72 ownership, directly or indirectly, with an entity that provides

466733

4/25/2008 7:18 AM

Amendment No.

73 oncology, radiation therapy, and urology services by physicians
74 licensed under chapter 458 or chapter 459 that do not submit
75 claims for reimbursement to insurers under ss. 627.730-627.7405;
76 or entities that are under common ownership, directly or
77 indirectly, with an entity licensed or registered by the state
78 and providing only health care services within the scope of
79 services authorized pursuant to their respective licenses
80 granted under ss. 383.30-383.335, chapter 390, chapter 394,
81 chapter 397, this chapter except part X, chapter 429, chapter
82 463, chapter 465, chapter 466, chapter 478, part I of chapter
83 483, chapter 484, or chapter 651; end-stage renal disease
84 providers authorized under 42 C.F.R. part 405, subpart U; or
85 providers certified under 42 C.F.R. part 485, subpart B or
86 subpart H; or any entity that provides neonatal or pediatric
87 hospital-based health care services by licensed practitioners
88 solely within a hospital licensed under chapter 395.

89

90

91

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

92

Remove line 3 and insert:

93

amending s. 400.9905, F.S.; redefining the term "clinic" for

94

purposes of the Health Care Clinic Act to exclude from coverage

95

under the act those entities providing oncology, radiation

96

therapy, and urology services; amending s. 817.234, F.S.;

97

providing penalties for