

By Senator Joyner

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1 A bill to be entitled

2 An act relating to Medicaid; requiring the Agency for
3 Health Care Administration to report to the Governor
4 and the Legislature regarding Medicaid's refusal to
5 provide reimbursement for preventable medical errors;
6 requiring the agency to identify preventable medical
7 errors that are not reimbursed by Medicaid programs in
8 other states, the Medicare program, and private
9 insurers and recommend to the Governor and the
10 Legislature an expanded list of preventable medical
11 errors for which the Medicaid program may refuse
12 reimbursement; 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. (1) By February 1, 2010, the Agency for Health
17 Care Administration shall report to the Governor, the President
18 of the Senate, and the Speaker of the House of Representatives:

19 (a) The number and types of preventable medical errors that
20 occurred in hospitals from July 1, 2008, to December 31, 2009,
21 for which the state Medicaid program refused reimbursement and
22 the dollar value of the denied claims.

23 (b) Whether there was a decline in the number of billings
24 by hospitals for preventable medical errors under the state
25 Medicaid policy since July 1, 2008, and the estimated cost
26 saving to Medicaid.

27 (c) Any obstacles or impediments experienced by the agency
28 in implementing the policy of Medicaid's refusal to reimburse
29 hospitals for preventable medical errors that occurred from July

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30 1, 2008, to December 31, 2009.

31 (2) The agency shall identify preventable medical errors
32 for which Medicaid programs in other states, the Medicare
33 program, and private insurers do not provide reimbursement, and
34 recommend to the Governor, the President of the Senate, and the
35 Speaker of the House of Representatives by February 1, 2010, an
36 expanded list of preventable medical errors for which this
37 state's Medicaid program may refuse reimbursement.

38 Section 2. This act shall take effect July 1, 2009.