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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/07/2009	.	
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The Policy and Steering Committee on Ways and Means (Gaetz) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause and insert:

Section 1. Subsection (9) of section 409.911, Florida Statutes, is amended 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



12 charity care services by making quarterly Medicaid payments as
13 required. Notwithstanding the provisions of s. 409.915, counties
14 are exempt from contributing toward the cost of this special
15 reimbursement for hospitals serving a disproportionate share of
16 low-income patients.

17 (9) The Agency for Health Care Administration shall create
18 a Medicaid Low-Income Pool Council by July 1, 2006. The Low-
19 Income Pool Council shall consist of 24 ~~17~~ members, including 2
20 members appointed by the President of the Senate, 2 members
21 appointed by the Speaker of the House of Representatives, 3
22 representatives of statutory teaching hospitals, 3
23 representatives of public hospitals, 3 representatives of
24 nonprofit hospitals, 3 representatives of for-profit hospitals,
25 2 representatives of rural hospitals, 2 representatives of units
26 of local government which contribute funding, and 1
27 representative of family practice teaching hospitals, 1
28 representative of federally qualified health centers, 1
29 representative from the Department of Health, and 1 nonvoting
30 representative of the Agency for Health Care Administration who
31 shall serve as chair of the council. Except for a full-time
32 employee of a public entity, an individual who qualifies as a
33 lobbyist under s. 11.045 or s. 112.3215 may not serve as a
34 member of the council. Of the members appointed by the Senate
35 President, only one shall be a physician. Of the members
36 appointed by the Speaker of the House of Representatives, only
37 one shall be a physician. The physician member appointed by the
38 Senate President and the physician member appointed by the
39 Speaker of the House of Representatives must be physicians who
40 routinely take calls in a trauma center, as defined in s.



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41 395.4001, or a hospital emergency department. The council shall:

42 (a) Make recommendations on the financing of the low-income
43 pool and the disproportionate share hospital program and the
44 distribution of their funds.

45 (b) Advise the Agency for Health Care Administration on the
46 development of the low-income pool plan required by the federal
47 Centers for Medicare and Medicaid Services pursuant to the
48 Medicaid reform waiver.

49 (c) Advise the Agency for Health Care Administration on the
50 distribution of hospital funds used to adjust inpatient hospital
51 rates, rebase rates, or otherwise exempt hospitals from
52 reimbursement limits as financed by intergovernmental transfers.

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

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

56

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

58 And the title is amended as follows:

59 Delete everything before the enacting clause
60 and insert:

61 A bill to be entitled

62 An act relating to the Medicaid low-income pool and
63 disproportionate share program; amending s. 409.911,
64 F.S.; expanding the membership of the Medicaid Low-
65 Income Pool Council; providing for composition of
66 expanded membership; designating a council chair;
67 providing restrictions on specified appointments;
68 providing an effective date.