

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Glorioso offered the following:

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

4 Between lines 81-82 and insert:

5 Section 2. Subsection (5) is added to section 627.4239,,  
6 Florida Statutes, to read:

7 627.4239 Coverage for use of drugs in treatment of  
8 cancer.--

9 (4) ANNUAL REPORTS.--

10 (a) Where coverage for routine patient care costs  
11 associated with care provided in a phase 1, 2, 3, or 4 cancer  
12 clinical trial is denied, a carrier shall, after consulting  
13 academic and community oncologists involved in cancer care and  
14 clinical research, submit to the office of insurance regulation  
15 in a format prescribed by rule, an annual report that shall  
16 include:

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17       1. The number of denials for coverage of routine patient  
18 care cost as defined in paragraph (c) in cancer clinical trials.

19       2. A comparison of the costs of routine patient care  
20 provided in the trials in question compared to the costs of  
21 standard therapies for the same diagnosis.

22       (b) The annual reports required under paragraph (a) shall  
23 be provided by the Office of Insurance Regulation to the  
24 Governor, the Senate President, the Speaker of the House of  
25 Representatives, and the Secretary of the Agency for Health Care  
26 Administration no later than 30 days prior to the regular  
27 legislative session.

28       (c) For purposes of this section, the term "routine  
29 patient care cost" means physician fees, laboratory expenses,  
30 and expenses associated with the hospitalization, administration  
31 of treatment, and evaluation of a patient during the course of  
32 treatment which are consistent with usual and customary patterns  
33 and standards of care incurred whenever an enrollee, subscriber,  
34 or insured receives medical care associated with an approved  
35 cancer clinical trial, and which would be covered if such items  
36 and services were provided other than in connection with an  
37 approved cancer clinical trial but does not include the direct  
38 cost of the clinical trial.

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**T I T L E   A M E N D M E N T**

Remove line(s) 12 and insert:  
credibility criteria for the rate adjustment; amending s.  
627.4239, F.S.; providing annual reporting requirements;  
providing a definition; providing an