



612956

LEGISLATIVE ACTION

Senate

House

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Floor: WD

05/06/2011 09:32 AM

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Senator Storms moved the following:

**Senate Amendment (with title amendment)**

Between lines 695 and 696

insert:

Section 9. Subsection (20) of section 409.906, Florida Statutes, is amended to read:

409.906 Optional Medicaid services.—Subject to specific appropriations, the agency may make payments for services which are optional to the state under Title XIX of the Social Security Act and are furnished by Medicaid providers to recipients who are determined to be eligible on the dates on which the services were provided. Any optional service that is provided shall be provided only when medically necessary and in accordance with



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14 state and federal law. Optional services rendered by providers  
15 in mobile units to Medicaid recipients may be restricted or  
16 prohibited by the agency. Nothing in this section shall be  
17 construed to prevent or limit the agency from adjusting fees,  
18 reimbursement rates, lengths of stay, number of visits, or  
19 number of services, or making any other adjustments necessary to  
20 comply with the availability of moneys and any limitations or  
21 directions provided for in the General Appropriations Act or  
22 chapter 216. If necessary to safeguard the state's systems of  
23 providing services to elderly and disabled persons and subject  
24 to the notice and review provisions of s. 216.177, the Governor  
25 may direct the Agency for Health Care Administration to amend  
26 the Medicaid state plan to delete the optional Medicaid service  
27 known as "Intermediate Care Facilities for the Developmentally  
28 Disabled." Optional services may include:

29 (20) PRESCRIBED DRUG SERVICES.—The agency may pay for  
30 medications that are prescribed for a recipient by a physician  
31 or other licensed health care practitioner ~~of the healing arts~~  
32 authorized to prescribe medications and that are dispensed to  
33 the recipient by a licensed pharmacist or physician in  
34 accordance with applicable state and federal law. However, the  
35 agency may not pay for any psychotropic medication prescribed  
36 for a child younger than the age for which the federal Food and  
37 Drug Administration has approved its use.

38  
39 ===== T I T L E A M E N D M E N T =====

40 And the title is amended as follows:

41 Delete line 40

42 and insert:



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43           Legislature; amending s. 409.906, F.S.; prohibiting  
44           the agency from paying for psychotropic medications  
45           prescribed for a child younger than the age approved  
46           by the federal Food And Drug Administration; amending  
47           s. 409.907, F.S.; providing