

By Senator Braynon

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1 A bill to be entitled
2 An act relating to Medicaid dental services; amending
3 s. 409.906, F.S.; authorizing the Agency for Health
4 Care Administration to reimburse a health access
5 setting operating as a Medicaid provider for dental
6 services under certain conditions; providing an
7 effective date.

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9 Be It Enacted by the Legislature of the State of Florida:

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11 Section 1. Subsection (6) of section 409.906, Florida
12 Statutes, is amended to read:

13 409.906 Optional Medicaid services.—Subject to specific
14 appropriations, the agency may make payments for services which
15 are optional to the state under Title XIX of the Social Security
16 Act and are furnished by Medicaid providers to recipients who
17 are determined to be eligible on the dates on which the services
18 were provided. Any optional service that is provided shall be
19 provided only when medically necessary and in accordance with
20 state and federal law. Optional services rendered by providers
21 in mobile units to Medicaid recipients may be restricted or
22 prohibited by the agency. Nothing in this section shall be
23 construed to prevent or limit the agency from adjusting fees,
24 reimbursement rates, lengths of stay, number of visits, or
25 number of services, or making any other adjustments necessary to
26 comply with the availability of moneys and any limitations or
27 directions provided for in the General Appropriations Act or
28 chapter 216. If necessary to safeguard the state's systems of
29 providing services to elderly and disabled persons and subject

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30 to the notice and review provisions of s. 216.177, the Governor
31 may direct the Agency for Health Care Administration to amend
32 the Medicaid state plan to delete the optional Medicaid service
33 known as "Intermediate Care Facilities for the Developmentally
34 Disabled." Optional services may include:

35 (6) CHILDREN'S DENTAL SERVICES.—The agency may pay for
36 diagnostic, preventive, or corrective procedures, including
37 orthodontia in severe cases, provided to a recipient under age
38 21, by or under the supervision of a licensed dentist. Services
39 provided under this program include treatment of the teeth and
40 associated structures of the oral cavity, as well as treatment
41 of disease, injury, or impairment that may affect the oral or
42 general health of the individual. The agency may reimburse a
43 health access setting as defined in s. 466.003 that operates as
44 a Medicaid provider for dental services authorized under s.
45 466.024(2) and provided to a recipient younger than 21 years of
46 age by a licensed dental hygienist. However, Medicaid will not
47 provide reimbursement for dental services provided in a mobile
48 dental unit, except for a mobile dental unit:

49 (a) Owned by, operated by, or having a contractual
50 agreement with the Department of Health and complying with
51 Medicaid's county health department clinic services program
52 specifications as a county health department clinic services
53 provider.

54 (b) Owned by, operated by, or having a contractual
55 arrangement with a federally qualified health center and
56 complying with Medicaid's federally qualified health center
57 specifications as a federally qualified health center provider.

58 (c) Rendering dental services to Medicaid recipients, 21

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59 years of age and older, at nursing facilities.

60 (d) Owned by, operated by, or having a contractual
61 agreement with a state-approved dental educational institution.

62 Section 2. This act shall take effect July 1, 2013.