

By Senator Garcia

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1 A bill to be entitled
2 An act relating to personal injury protection medical
3 providers; amending 627.736, F.S.; specifying
4 additional entities that may receive reimbursement
5 under the Florida Motor Vehicle No-Fault Law
6 regardless of whether they meet a specified licensure
7 requirement; providing an 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. Paragraph (h) of subsection (5) of section
12 627.736, Florida Statutes, is amended to read:

13 627.736 Required personal injury protection benefits;
14 exclusions; priority; claims.—

15 (5) CHARGES FOR TREATMENT OF INJURED PERSONS.—

16 (h) As provided in s. 400.9905, an entity excluded from the
17 definition of a clinic shall be deemed a clinic and must be
18 licensed under part X of chapter 400 in order to receive
19 reimbursement under ss. 627.730-627.7405. However, this
20 licensing requirement does not apply to:

21 1. An entity wholly owned by a physician licensed under
22 chapter 458 or chapter 459, or by the physician and the spouse,
23 parent, child, or sibling of the physician;

24 2. An entity wholly owned by a dentist licensed under
25 chapter 466, or by the dentist and the spouse, parent, child, or
26 sibling of the dentist;

27 3. An entity wholly owned by a chiropractic physician
28 licensed under chapter 460, or by the chiropractic physician and
29 the spouse, parent, child, or sibling of the chiropractic
30 physician;

31 4. A hospital or ambulatory surgical center licensed under
32 chapter 395;

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33 5. An entity that wholly owns or is wholly owned, directly
34 or indirectly, by a hospital or hospitals licensed under chapter
35 395;

36 6. An entity that is a clinical facility affiliated with an
37 accredited medical school at which training is provided for
38 medical students, residents, or fellows; ~~or~~

39 7. An entity that is certified under 42 C.F.R. part 485,
40 subpart H; or

41 8. An entity that is owned by a corporation that has \$250
42 million or more in total annual sales of health care services
43 provided by licensed health care practitioners if one or more of
44 the persons responsible for the operations of the entity are
45 health care practitioners who are licensed in this state and who
46 are responsible for supervising the business activities of the
47 entity and the entity's compliance with state law for purposes
48 of this section.

49 Section 2. This act shall take effect July 1, 2016.