



703392

LEGISLATIVE ACTION

Senate	.	House
	.	
	.	
Floor: 2/AD/RM	.	Floor: SENAT/C
03/10/2016 04:57 PM	.	03/11/2016 10:58 AM
	.	

Senator Garcia moved the following:

1 **Senate Amendment to House Amendment (533707) to Senate**
2 **Amendment (with title amendment)**

3
4 Between lines 102 and 103
5 insert:

6 Section 2. Notwithstanding the amendment made to s.
7 409.975(6), Florida Statutes, by HB 5101, 1st Eng., 2016 Regular
8 Session, subsection (6) of s. 409.975, Florida Statutes, is
9 reenacted to read:

10 409.975 Managed care plan accountability.—In addition to
11 the requirements of s. 409.967, plans and providers



12 participating in the managed medical assistance program shall
13 comply with the requirements of this section.

14 (6) PROVIDER PAYMENT.—Managed care plans and hospitals
15 shall negotiate mutually acceptable rates, methods, and terms of
16 payment. For rates, methods, and terms of payment negotiated
17 after the contract between the agency and the plan is executed,
18 plans shall pay hospitals, at a minimum, the rate the agency
19 would have paid on the first day of the contract between the
20 provider and the plan. Such payments to hospitals may not exceed
21 120 percent of the rate the agency would have paid on the first
22 day of the contract between the provider and the plan, unless
23 specifically approved by the agency. Payment rates may be
24 updated periodically.

25 Section 3. It is the intent of the Legislature that the
26 reenactment of s. 409.975(6), Florida Statutes, made by this act
27 shall control over the amendment to that subsection made by HB
28 5101, 1st Eng., 2016 Regular Session, regardless of the order in
29 which the reenactment and the amendment are enacted.

30
31 ===== T I T L E A M E N D M E N T =====

32 And the title is amended as follows:

33 Delete lines 108 - 121

34 and insert:

35 An act relating to health care; requiring the Agency
36 for Health Care Administration, the Department of
37 Health, and the Office of Insurance Regulation to
38 collect certain information; creating the Telehealth
39 Advisory Council within the agency for specified
40 purposes; specifying council membership; providing for



703392

41 council membership requirements; requiring the council
42 to review certain findings and make recommendations in
43 a report to the Governor and the Legislature by a
44 specified date; requiring the agency to report such
45 information to the Governor and Legislature by a
46 specified date; providing certain enforcement
47 authority to each agency; providing for expiration of
48 the reporting requirement; reenacting s. 409.975(6),
49 F.S., relating to provider payment of managed medical
50 assistance program participants; providing legislative
51 intent regarding the effect of other legislation;
52 providing an effective