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LEGISLATIVE ACTION

| Senate | . | House |
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| | . | |
| Floor: 1/AD/RM | . | Floor: SENAT/C |
| 03/10/2016 04:57 PM | . | 03/11/2016 10:57 AM |
| | . | |

Senator Bean moved the following:

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

3
4 Delete lines 47 - 102
5 and insert:
6 the council under this section. The council may conduct its
7 meetings via teleconference.

8 (a) Members of the council shall serve without compensation
9 and are not entitled to reimbursement for per diem or travel
10 expenses. The council shall consist of 15 members, as follows:

- 11 1. The Secretary of Health Care Administration, or his or



12 her designee, who shall serve as the chair of the council.
13 2. The State Surgeon General or his or his designee.
14 3. The following members appointed by the Secretary of
15 Health Care Administration:
16 a. Two representatives of health insurers that offer
17 coverage for telehealth services.
18 b. Two representatives of organizations that represent
19 health care facilities, one of whom shall be a representative of
20 a hospital.
21 c. Two representatives of entities that create or sell
22 telehealth products.
23 d. One representative of an organization that represents
24 telehealth stakeholders.
25 e. Two representatives of long-term care services, one of
26 whom shall be a representative of a nursing home and one of whom
27 shall be a representative from a home health agency or
28 community-based health services program.
29 4. The following members appointed by the State Surgeon
30 General:
31 a. Two health care practitioners, each of whom practices in
32 a different area of medicine.
33 b. Two representatives of organizations that represent
34 health care practitioners.
35 (b) The council shall review the surveys and research
36 findings required by this section and make recommendations to
37 increase the use and accessibility of services provided via
38 telehealth, including the identification of any barriers to
39 implementing or accessing services provided via telehealth, in a
40 report that shall be submitted to the Governor, the President of



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41 the Senate, and the Speaker of the House of Representatives on
42 or before October 31, 2017.

43 (3) The Agency for Health Care Administration shall compile
44 the surveys and research findings required by this section and
45 submit a report of such findings to the Governor, the President
46 of the Senate, and the Speaker of the House of Representatives
47 on or before December 31, 2016.

48 (4) The Department of Health shall survey all health care
49 practitioners, as defined in s. 456.001, upon and as a condition
50 of licensure renewal to compile the information required
51 pursuant to this section. The Department of Health and the
52 Office of Insurance Regulation shall submit their survey and
53 research findings to the agency and shall assist the agency in
54 compiling the information to prepare the report.

55 (5) The Agency for Health Care Administration, the
56 Department of Health, and the Office of Insurance Regulation may
57 assess fines under ss. 408.813(2)(d), 456.072(2)(d), and
58 624.310(5), Florida Statutes, respectively, against a health
59 care facility, health maintenance organization, health care
60 practitioner, and health insurer for failure to complete the
61 surveys required under this section.

62 (6) This section expires June 30, 2018.

63 Section 2. Subsection (1) of section 636.202, Florida
64 Statutes, is amended to read:

65 636.202 Definitions.—As used in this part, the term:

66 (1) "Discount medical plan" means a business arrangement or
67 contract in which a person, in exchange for fees, dues, charges,
68 or other consideration, provides access for plan members to
69 providers of medical services and the right to receive medical



70 services from those providers at a discount. The term "discount
71 medical plan" does not include any product regulated under
72 chapter 627, chapter 641, or part I of this chapter, or any
73 medical services provided through a telecommunications medium
74 that does not offer a discount to the plan member for those
75 medical services.

76
77 ===== T I T L E A M E N D M E N T =====

78 And the title is amended as follows:

79 Delete line 121

80 and insert:

81 the reporting requirement; amending s. 636.202, F.S.;
82 excluding medical services provided through certain
83 telecommunications media from the definition of
84 "discount medical plan"; providing an effective