



313996

LEGISLATIVE ACTION

Senate

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House

The Committee on Rules (Diaz) recommended the following:

Senate Amendment (with title amendment)

Delete lines 40 - 83

and insert:

insured of his or her applicable copayment, coinsurance, or
deductible constitutes an accord and satisfaction of, and
constitutes a release of, any claim for additional moneys owed
by the insured to the health insurer or to any person or entity
in connection with the air ambulance service.

Section 2. Section 641.514, Florida Statutes, is created to
read:



313996

12 641.514 Coverage for air ambulance services.-

13 (1) As used in this section, the term:

14 (a) "Air ambulance service" has the same meaning as
15 provided in s. 401.23.

16 (b) "Reasonable reimbursement" means reimbursement that
17 considers the direct cost to provide air ambulance
18 transportation service to a subscriber, the operation of an air
19 ambulance service by a county which operates entirely within a
20 designated area of critical state concern as determined by the
21 Department of Economic Opportunity, and in-network reimbursement
22 established by the health maintenance organization for the
23 specific health maintenance contract. The term does not include
24 the amount of billed charges for the cost of services rendered.

25 (2) A health maintenance contract must require a health
26 maintenance organization to provide reasonable reimbursement to
27 an air ambulance service for covered nonemergency and emergency
28 services provided to a subscriber in accordance with the
29 coverage terms of the policy. Such reasonable reimbursement may
30 be reduced only by applicable copayments, coinsurance, and
31 deductibles. Payment in full by the subscriber of his or her
32 applicable copayment, coinsurance, or deductible constitutes an
33 accord and satisfaction of, and constitutes a release of, any
34 claim for additional moneys owed by the subscriber to the health
35 maintenance organization or to any person or entity in
36 connection with the air ambulance service.

37 Section 3. If any provision of s. 627.42397 or s. 641.514,
38 Florida Statutes, as created by this act is determined to be
39 invalid or inoperative for any reason, the remaining provisions
40 thereof shall be deemed to be void and of no effect. To this



313996

41 end, the Legislature declares that it would not have enacted any
42 of the provisions of s. 627.42397 or s. 641.514, Florida
43 Statutes, individually, and expressly finds them not to be
44 severable.

45 Section 4. Nothing in this act shall be construed to give
46 retroactive application or to impair any contract existing
47 before or on the effective date of this act, or to otherwise
48 restrict the ability of an air ambulance service, as defined in
49 s. 401.23, Florida Statutes, to contract to provide nonemergency
50 and emergency services.

51
52 ===== T I T L E A M E N D M E N T =====

53 And the title is amended as follows:

54 Delete line 13

55 and insert:

56 severable; providing construction; providing an
57 effective date.