



26 are determined to be eligible on the dates on which the services  
 27 were provided. Any optional service that is provided shall be  
 28 provided only when medically necessary and in accordance with  
 29 state and federal law. Optional services rendered by providers  
 30 in mobile units to Medicaid recipients may be restricted or  
 31 prohibited by the agency. Nothing in this section shall be  
 32 construed to prevent or limit the agency from adjusting fees,  
 33 reimbursement rates, lengths of stay, number of visits, or  
 34 number of services, or making any other adjustments necessary to  
 35 comply with the availability of moneys and any limitations or  
 36 directions provided for in the General Appropriations Act or  
 37 chapter 216. If necessary to safeguard the state's systems of  
 38 providing services to elderly and disabled persons and subject  
 39 to the notice and review provisions of s. 216.177, the Governor  
 40 may direct the Agency for Health Care Administration to amend  
 41 the Medicaid state plan to delete the optional Medicaid service  
 42 known as "Intermediate Care Facilities for the Developmentally  
 43 Disabled." Optional services may include:

44 (1) ADULT DENTAL SERVICES.—

45 (a) The agency may pay for services medically necessary to  
 46 prevent disease and promote oral health, restore oral structures  
 47 to health and function, and treat emergency conditions,  
 48 ~~emergency dental procedures to alleviate pain or infection.~~  
 49 ~~Emergency dental care shall be limited to emergency oral~~  
 50 ~~examinations, necessary radiographs, extractions, and incision~~

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51 ~~and drainage of abscess,~~ for a recipient who is 21 years of age  
52 or older. Such services include, but are not limited to, routine  
53 diagnostic and preventive care such as dental cleanings,  
54 examinations, and X-rays; basic dental services such as fillings  
55 and extractions; major dental services such as root canals,  
56 crowns, and dentures and other dental prostheses; emergency  
57 dental care; and other necessary services related to dental and  
58 oral health.

59 ~~(b) The agency may pay for full or partial dentures, the~~  
60 ~~procedures required to seat full or partial dentures, and the~~  
61 ~~repair and reline of full or partial dentures, provided by or~~  
62 ~~under the direction of a licensed dentist, for a recipient who~~  
63 ~~is 21 years of age or older.~~

64 Section 2. Subsection (5) of section 409.973, Florida  
65 Statutes, is amended to read:

66 409.973 Benefits.—

67 (5) ~~PROVISION OF DENTAL SERVICES.—~~

68 ~~(a) The Legislature may use the findings of the Office of~~  
69 ~~Program Policy Analysis and Government Accountability's report~~  
70 ~~no. 16-07, December 2016, in setting the scope of minimum~~  
71 ~~benefits set forth in this section for future procurements of~~  
72 ~~eligible plans as described in s. 409.966. Specifically, the~~  
73 ~~decision to include dental services as a minimum benefit under~~  
74 ~~this section, or to provide Medicaid recipients with dental~~  
75 ~~benefits separate from the Medicaid managed medical assistance~~

76 | ~~program described in this part, may take into consideration the~~  
 77 | ~~data and findings of the report.~~

78 |       ~~(a)-(b) In the event the Legislature takes no action before~~  
 79 | ~~July 1, 2017, with respect to the report findings required under~~  
 80 | ~~paragraph (a),~~ The agency shall implement a statewide Medicaid  
 81 | prepaid dental health program for children and adults with a  
 82 | choice of at least two licensed dental managed care providers  
 83 | who must have substantial experience in providing dental care to  
 84 | Medicaid enrollees and children eligible for medical assistance  
 85 | under Title XXI of the Social Security Act and who meet all  
 86 | agency standards and requirements. To qualify as a provider  
 87 | under the prepaid dental health program, the entity must be  
 88 | licensed as a prepaid limited health service organization under  
 89 | part I of chapter 636 or as a health maintenance organization  
 90 | under part I of chapter 641. The contracts for program providers  
 91 | shall be awarded through a competitive procurement process.  
 92 | Beginning with the contract procurement process initiated during  
 93 | the 2023 calendar year, the contracts must be for 6 years and  
 94 | may not be renewed; however, the agency may extend the term of a  
 95 | plan contract to cover delays during a transition to a new plan  
 96 | provider. The agency shall include in the contracts a medical  
 97 | loss ratio provision consistent with s. 409.967(4). The agency  
 98 | is authorized to seek any necessary state plan amendment or  
 99 | federal waiver to commence enrollment in the Medicaid prepaid  
 100 | dental health program no later than March 1, 2024 ~~2019~~. The

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101 agency shall extend until December 31, ~~2025~~ 2024, the term of  
102 existing plan contracts awarded pursuant to the invitation to  
103 negotiate published in October 2017.

104 (b) The minimum benefits provided by the Medicaid prepaid  
105 dental health program for children under age 21 must include all  
106 dental benefits required under the early and periodic screening,  
107 diagnostic, and treatment services in accordance with Title 42,  
108 U.S.C. s. 1396d(r) (3) and (r) (5).

109 (c) The minimum benefits provided by the Medicaid prepaid  
110 dental health program for enrollees aged 21 years or older must  
111 cover services necessary to prevent disease and promote oral  
112 health, restore oral structures to health and function, and  
113 treat emergency conditions. Such services include, but are not  
114 limited to, routine diagnostic and preventive care such as  
115 dental cleanings, examinations, and X-rays; basic dental  
116 services such as fillings and extractions; major dental services  
117 such as root canals, crowns, and dentures and other dental  
118 protheses; emergency dental care; and other necessary services  
119 related to dental and oral health.

120 Section 3. This act shall take effect July 1, 2023.