

By Senator Martin

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1 A bill to be entitled
2 An act relating to Medicaid billing for behavioral
3 health services; amending s. 409.908, F.S.;
4 authorizing advanced practice registered nurse and
5 physician assistant services to be billed under a
6 supervising physician's Medicaid provider number under
7 certain circumstances; 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. Subsection (27) is added to section 409.908,
12 Florida Statutes, to read:

13 409.908 Reimbursement of Medicaid providers.—Subject to
14 specific appropriations, the agency shall reimburse Medicaid
15 providers, in accordance with state and federal law, according
16 to methodologies set forth in the rules of the agency and in
17 policy manuals and handbooks incorporated by reference therein.
18 These methodologies may include fee schedules, reimbursement
19 methods based on cost reporting, negotiated fees, competitive
20 bidding pursuant to s. 287.057, and other mechanisms the agency
21 considers efficient and effective for purchasing services or
22 goods on behalf of recipients. If a provider is reimbursed based
23 on cost reporting and submits a cost report late and that cost
24 report would have been used to set a lower reimbursement rate
25 for a rate semester, then the provider's rate for that semester
26 shall be retroactively calculated using the new cost report, and
27 full payment at the recalculated rate shall be effected
28 retroactively. Medicare-granted extensions for filing cost
29 reports, if applicable, shall also apply to Medicaid cost

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30 reports. Payment for Medicaid compensable services made on
31 behalf of Medicaid-eligible persons is subject to the
32 availability of moneys and any limitations or directions
33 provided for in the General Appropriations Act or chapter 216.
34 Further, nothing in this section shall be construed to prevent
35 or limit the agency from adjusting fees, reimbursement rates,
36 lengths of stay, number of visits, or number of services, or
37 making any other adjustments necessary to comply with the
38 availability of moneys and any limitations or directions
39 provided for in the General Appropriations Act, provided the
40 adjustment is consistent with legislative intent.

41 (27) The services provided by an advanced practice
42 registered nurse or a physician assistant acting within his or
43 her scope of practice who is providing behavioral health
44 services under the general supervision of a physician may be
45 billed under the supervising physician's Medicaid provider
46 number when the supervising physician is not in the building,
47 but is available to render assistance to the advanced practice
48 registered nurse or physician assistant.

49 Section 2. This act shall take effect July 1, 2024.