

1 A bill to be entitled

2 An act relating to compensation for health care
3 services for inmates in Martin County; providing an
4 exception to general law; providing definitions;
5 limiting compensation to a health care provider that
6 provides medical services for an inmate housed in a
7 Martin County detention center if the provider does
8 not have a contract with the county to provide such
9 services; limiting compensation to an entity that
10 provides emergency medical transportation services for
11 an inmate housed in a Martin County detention center
12 if the entity does not have a contract with the county
13 to provide such services; providing nonapplicability;
14 providing an effective date.

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16 Be It Enacted by the Legislature of the State of Florida:

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18 **Section 1.** (1) Notwithstanding any other law to the
19 contrary, this act and all rules adopted pursuant to this act
20 apply to the area located within Martin County.

21 (2) As used in this act, the term:

22 (a) "Air ambulance" means a fixed-wing or rotary-wing
23 aircraft used for, or intended to be used for, air
24 transportation of sick or injured persons requiring or likely to
25 require medical attention during transport.

26 (b) "Ambulance" or "emergency medical services vehicle"
27 means a privately or publicly owned vehicle or vessel that is
28 designed, constructed, reconstructed, maintained, equipped, or
29 operated for, and is used for, or intended to be used for, land
30 or water transportation of sick or injured persons requiring or
31 likely to require medical attention during transport.

32 (c) "Emergency medical transportation services" includes,
33 but is not limited to, services rendered by means of an
34 ambulance, emergency medical services vehicle, or air ambulance.

35 (d) "Health care provider" means:

36 1. A hospital licensed under chapter 395, Florida
37 Statutes.

38 2. A physician or physician assistant licensed under
39 chapter 458, Florida Statutes.

40 3. An osteopathic physician or physician assistant
41 licensed under chapter 459, Florida Statutes.

42 4. A podiatric physician licensed under chapter 461,
43 Florida Statutes.

44 5. A health maintenance organization certificated under
45 part I of chapter 641, Florida Statutes.

46 6. An ambulatory surgical center licensed under chapter
47 395, Florida Statutes.

48 7. A facility the primary purpose of which is to provide
49 human medical diagnostic services or a facility providing
50 nonsurgical human medical treatment, to which facility the

51 patient is admitted and from which facility the patient is
52 discharged within the same working day, and which facility is
53 not part of a hospital. However, the term does not include a
54 facility existing for the primary purpose of performing
55 terminations of pregnancy or an office maintained by a physician
56 or dentist for the practice of medicine.

57 8. A professional association, partnership, corporation,
58 joint venture, or other association composed of the persons
59 listed in subparagraphs 2., 3., and 4. for professional
60 activity.

61 (3) Compensation to a health care provider to provide
62 medical services for an inmate housed in a Martin County
63 detention center may not exceed 110 percent of the Medicare
64 allowable rate if the health care provider does not have a
65 contract with Martin County to provide inmate medical services.
66 However, compensation to a health care provider may not exceed
67 125 percent of the Medicare allowable rate if:

68 (a) The health care provider does not have a contract with
69 Martin County to provide inmate medical services; and

70 (b) The health care provider reported a negative operating
71 margin for the previous year to the Agency for Health Care
72 Administration through hospital-audited financial data.

73 (4) Compensation to an entity to provide emergency medical
74 transportation services for an inmate housed in a Martin County
75 detention center may not exceed 110 percent of the Medicare

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76 allowable rate if the entity does not have a contract with
77 Martin County to provide inmate emergency medical transportation
78 services.

79 (5) This act does not apply to charges for medical
80 services provided at a hospital operated by Martin County.

81 **Section 2.** This act shall take effect upon becoming a law.