

1 A bill to be entitled
2 An act relating to pharmacist selection and
3 reimbursement; creating ss. 110.12305, 409.91193,
4 409.9773, 627.64743, 627.65723, and 641.3143, F.S.;
5 authorizing health plan members and covered
6 individuals under the state group insurance program
7 plans and health maintenance organizations, Medicaid
8 recipients under the Medicaid managed care plans and
9 Medicaid providers, Medicaid managed care enrollees
10 under eligible plans contracted with the Agency for
11 Health Care Administration for the Medicaid program,
12 insureds and covered individuals under individual
13 health insurance policies, insureds and covered
14 individuals under group, blanket, and franchise health
15 insurance policies, and subscribers and covered
16 individuals under health maintenance contracts,
17 respectively, to select in-network pharmacists for
18 services under certain circumstances; prohibiting
19 reimbursement to in-network pharmacists from being
20 denied under specified circumstances; providing that
21 licensed pharmacists may count toward network adequacy
22 standards for access to services within the scope of
23 practice of pharmacists; providing construction;
24 providing an effective date.
25

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

27
 28 **Section 1. Section 110.12305, Florida Statutes, is created**
 29 **to read:**

30 110.12305 Pharmacist selection and reimbursement.—

31 (1) (a) A health plan member or covered individual may
 32 select an in-network pharmacist for any service covered by the
 33 state group health insurance plan, state-contracted HMO, or any
 34 other insurance plan under the state group insurance program
 35 which is within the scope of practice of a pharmacist licensed
 36 under chapter 465.

37 (b) Reimbursement to an in-network pharmacist may not be
 38 denied for the provision of a service that is within the scope
 39 of practice of a pharmacist licensed under chapter 465 if the
 40 service, when provided by an allopathic physician licensed under
 41 chapter 458, an osteopathic physician licensed under chapter
 42 459, a physician assistant licensed under chapter 458 or chapter
 43 459, or an advanced practice registered nurse licensed under
 44 chapter 464, is covered by the state group health insurance
 45 plan, health maintenance contract, or any other insurance plan
 46 under the state group insurance program.

47 (2) (a) Pharmacists licensed under chapter 465 may count
 48 toward network adequacy standards for provider access to
 49 services provided within the scope of practice of pharmacists.

50 (b) The participation of pharmacies in the network's drug

51 benefits does not satisfy the requirement of paragraph (a).

52 **Section 2. Section 409.91193, Florida Statutes, is created**
 53 **to read:**

54 409.91193 Pharmacist selection and reimbursement.—

55 (1) (a) A Medicaid recipient may select an in-network
 56 pharmacist for any service covered by the managed care plan or
 57 Medicaid provider which is within the scope of practice of a
 58 pharmacist licensed under chapter 465.

59 (b) Reimbursement to an in-network pharmacist may not be
 60 denied for the provision of a service that is within the scope
 61 of practice of a pharmacist licensed under chapter 465 if the
 62 service, when provided by an allopathic physician licensed under
 63 chapter 458, an osteopathic physician licensed under chapter
 64 459, a physician assistant licensed under chapter 458 or chapter
 65 459, or an advanced practice registered nurse licensed under
 66 chapter 464, is covered by the managed care plan or Medicaid
 67 provider.

68 (2) (a) Pharmacists licensed under chapter 465 may count
 69 toward network adequacy standards for provider access to
 70 services provided within the scope of practice of pharmacists.

71 (b) The participation of pharmacies in the network's drug
 72 benefits does not satisfy the requirement of paragraph (a).

73 **Section 3. Section 409.9773, Florida Statutes, is created**
 74 **to read:**

75 409.9773 Pharmacist selection and reimbursement.—

76 (1) (a) A Medicaid managed care enrollee may select an in-
 77 network pharmacist for any service covered by the managed care
 78 plan which is within the scope of practice of a pharmacist
 79 licensed under chapter 465.

80 (b) Reimbursement to an in-network pharmacist may not be
 81 denied for the provision of a service that is within the scope
 82 of practice of a pharmacist licensed under chapter 465 if the
 83 service, when provided by an allopathic physician licensed under
 84 chapter 458, an osteopathic physician licensed under chapter
 85 459, a physician assistant licensed under chapter 458 or chapter
 86 459, or an advanced practice registered nurse licensed under
 87 chapter 464, is covered by the managed care plan.

88 (2) (a) Pharmacists licensed under chapter 465 may count
 89 toward network adequacy standards for provider access to
 90 services provided within the scope of practice of pharmacists.

91 (b) The participation of pharmacies in the network's drug
 92 benefits does not satisfy the requirement of paragraph (a).

93 **Section 4. Section 627.64743, Florida Statutes, is created**
 94 **to read:**

95 627.64743 Pharmacist selection and reimbursement.—

96 (1) (a) An insured or covered individual may select an in-
 97 network pharmacist for any service covered by the health
 98 insurance policy which is within the scope of practice of a
 99 pharmacist licensed under chapter 465.

100 (b) Reimbursement to an in-network pharmacist may not be

101 denied for the provision of a service that is within the scope
102 of practice of a pharmacist licensed under chapter 465 if the
103 service, when provided by an allopathic physician licensed under
104 chapter 458, an osteopathic physician licensed under chapter
105 459, a physician assistant licensed under chapter 458 or chapter
106 459, or an advanced practice registered nurse licensed under
107 chapter 464, is covered by the health insurance policy.

108 (2) (a) Pharmacists licensed under chapter 465 may count
109 toward network adequacy standards for provider access to
110 services provided within the scope of practice of pharmacists.

111 (b) The participation of pharmacies in the network's drug
112 benefits does not satisfy the requirement of paragraph (a).

113 **Section 5. Section 627.65723, Florida Statutes, is created**
114 **to read:**

115 627.65723 Pharmacist selection and reimbursement.—

116 (1) (a) An insured or covered individual may select an in-
117 network pharmacist for any service covered by the health
118 insurance policy which is within the scope of practice of a
119 pharmacist licensed under chapter 465.

120 (b) Reimbursement to an in-network pharmacist may not be
121 denied for the provision of a service that is within the scope
122 of practice of a pharmacist licensed under chapter 465 if the
123 service, when provided by an allopathic physician licensed under
124 chapter 458, an osteopathic physician licensed under chapter
125 459, a physician assistant licensed under chapter 458 or chapter

126 459, or an advanced practice registered nurse licensed under
 127 chapter 464, is covered by the health insurance policy.

128 (2) (a) Pharmacists licensed under chapter 465 may count
 129 toward network adequacy standards for provider access to
 130 services provided within the scope of practice of pharmacists.

131 (b) The participation of pharmacies in the network's drug
 132 benefits does not satisfy the requirement of paragraph (a).

133 **Section 6. Section 641.3143, Florida Statutes, is created**
 134 **to read:**

135 641.3143 Pharmacist selection and reimbursement.—

136 (1) (a) A subscriber or covered individual may select an
 137 in-network pharmacist for any service covered by the health
 138 maintenance contract which is within the scope of practice of a
 139 pharmacist licensed under chapter 465.

140 (b) Reimbursement to an in-network pharmacist may not be
 141 denied for the provision of a service that is within the scope
 142 of practice of a pharmacist licensed under chapter 465 if the
 143 service, when provided by an allopathic physician licensed under
 144 chapter 458, an osteopathic physician licensed under chapter
 145 459, a physician assistant licensed under chapter 458 or chapter
 146 459, or an advanced practice registered nurse licensed under
 147 chapter 464, is covered by the health maintenance contract.

148 (2) (a) Pharmacists licensed under chapter 465 may count
 149 toward network adequacy standards for provider access to
 150 services provided within the scope of practice of pharmacists.

151 (b) The participation of pharmacies in the network's drug
152 benefits does not satisfy the requirement of paragraph (a).

153 **Section 7.** This act shall take effect January 1, 2026.