

1 A bill to be entitled
2 An act relating to Medicaid reimbursement for private
3 duty nursing services; amending s. 409.962, F.S.;
4 defining the term "pediatric continuing care
5 integrated community" for purposes of the state
6 Medicaid program; amending s. 409.975, F.S.; defining
7 the term "Medicaid region"; requiring Medicaid managed
8 care plans to reimburse licensed home health agencies
9 for private duty nursing services provided in a
10 community residential group home at a certain rate;
11 prohibiting Medicaid managed care plans from reducing
12 reimbursement for such services under certain
13 circumstances; requiring Medicaid managed care plans
14 to negotiate rates with affiliated businesses at least
15 annually; requiring Medicaid managed care plans, upon
16 request by a provider, to provide certain written
17 certification; requiring the Agency for Health Care
18 Administration to seek federal approval within a
19 specified timeframe; requiring the agency to implement
20 the changes made by the act upon federal approval;
21 providing effective dates.

22
23 Be It Enacted by the Legislature of the State of Florida:

24
25 **Section 1. Effective July 1, 2026, present subsections**

26 (13) through (18) of section 409.962, Florida Statutes, are
27 redesignated as subsections (14) through (19), respectively, and
28 a new subsection (13) is added to that section, to read:

29 409.962 Definitions.—As used in this part, except as
30 otherwise specifically provided, the term:

31 (13) "Pediatric continuing care integrated community"
32 means a group of affiliated and integrated businesses that, as
33 of July 1, 2026, are licensed or certified by the agency or the
34 Agency for Persons with Disabilities and collectively provide
35 coordinated care for Medicaid-eligible persons younger than 21
36 years of age who are medically fragile, including those who are
37 technology dependent. The term includes all of the following
38 entities under common ownership:

39 (a) A community residential group home licensed under
40 chapter 393 providing residential care for medically complex
41 children.

42 (b) A home health agency licensed under part III of
43 chapter 400 providing private duty nursing services by
44 registered nurses or licensed practical nurses.

45 (c) A prescribed pediatric extended care center licensed
46 under part VI of chapter 400.

47 (d) A home medical equipment provider licensed under part
48 VII of chapter 400.

49 (e) A health care clinic licensed under part X of chapter
50 400 providing speech-language therapy, physical therapy, or

51 occupational therapy.

52 **Section 2. Subsection (7) is added to section 409.975,**
53 **Florida Statutes, to read:**

54 409.975 Managed care plan accountability.—In addition to
55 the requirements of s. 409.967, plans and providers
56 participating in the managed medical assistance program shall
57 comply with the requirements of this section.

58 (7) REIMBURSEMENT FOR SERVICES IN PEDIATRIC CONTINUING
59 CARE INTEGRATED COMMUNITIES.—

60 (a) As used in this subsection, the term "Medicaid region"
61 means any of the regions established by the agency for the
62 purpose of managed medical assistance.

63 (b) Medicaid managed care plans shall reimburse home
64 health agencies licensed under part III of chapter 400 for
65 private duty nursing services, including services provided by
66 registered nurses and licensed practical nurses, provided in a
67 community residential group home at an amount no less than the
68 Private Duty Nursing Fee Schedule set by the agency, regardless
69 of the number of plan members who share a dwelling space within
70 the community residential group home. However, mutually
71 acceptable higher rates may be negotiated for medically complex
72 care.

73 (c) Reimbursement may not be reduced based on the number
74 of Medicaid-eligible persons receiving private duty nursing
75 services in the same dwelling space, or on the same day, within

76 the community residential group home.

77 (d) Managed care plans and the affiliated businesses shall
78 negotiate rates at least annually for medical services provided
79 within the pediatric continuing care integrated community.

80 (e) Upon request by a provider, a Medicaid managed care
81 plan must provide a written certification that the reimbursement
82 rate offered for services within the pediatric continuing care
83 integrated community is not less than the rate paid by that plan
84 for private duty nursing services provided in private residences
85 within the same Medicaid region.

86 **Section 3.** Within 30 days after the effective date of this
87 act, the Agency for Health Care Administration shall seek any
88 necessary federal approval, including through any necessary
89 state plan amendment or Medicaid waiver, to implement the
90 changes made by this act. The agency shall implement this act
91 upon receipt of federal approval.

92 **Section 4.** Except as otherwise provided in this act, this
93 act shall take effect upon becoming a law.