

1 A bill to be entitled
2 An act relating to compensation for health care
3 services for inmates in Indian River County; providing
4 definitions; limiting compensation to a health care
5 provider that provides any medical services for an
6 inmate housed in an Indian River County detention
7 center under certain conditions; requiring certain
8 compensation for a specified hospital that provides
9 medical services for specified inmates if the hospital
10 does not have a contract with the county to provide
11 such services; limiting compensation to an entity that
12 provides emergency medical transportation services for
13 an inmate housed in an Indian River County detention
14 center if the entity does not have a contract with the
15 county to provide such services; providing
16 nonapplicability; providing an effective date.

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

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20 **Section 1.** (1) As used in this act, the term:

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

25 (b) "Emergency medical services vehicle" means a privately

26 or publicly owned vehicle or vessel that is designed,
27 constructed, reconstructed, maintained, equipped, or operated
28 for, and is used for, or intended to be used for, land or water
29 transportation of sick or injured persons requiring or likely to
30 require medical attention during transport.

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

34 (d) "Health care provider" means:

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

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

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

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

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

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

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

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

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

60 (2)(a)1. Except as specifically provided in this
61 subsection, compensation to a health care provider to provide
62 any medical services for an inmate housed in an Indian River
63 County detention center may not exceed 110 percent of the
64 Medicare allowable rate if the health care provider does not
65 have a contract with Indian River County to provide inmate
66 medical services.

67 2. Compensation to a health care provider may not exceed
68 125 percent of the Medicare allowable rate if:

69 a. The health care provider does not have a contract with
70 Indian River County to provide inmate medical services; and

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

74 (b) Compensation to a hospital designated as a trauma
75 center by the Department of Health to provide medical services

76 for an inmate designated as a trauma alert victim, as defined
77 under Florida law, must be at 175 percent of the Medicare
78 allowable rate if the hospital does not have a contract with
79 Indian River County to provide inmate medical services.

80 (3) Compensation to an entity to provide emergency medical
81 transportation services for an inmate housed in an Indian River
82 County detention center may not exceed 110 percent of the
83 Medicare allowable rate if the entity does not have a contract
84 with Indian River County to provide inmate emergency medical
85 transportation services.

86 (4) This act does not apply to charges for medical
87 services provided at a hospital operated by Indian River County.

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