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HB 4041

2026 Legislature

1  
 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.

17  
 18 Be It Enacted by the Legislature of the State of Florida:

19  
 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

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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

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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

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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.