

ENROLLED

HB 4059

2026 Legislature

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

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

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 16 Section 1. (1) As used in this act, the term:
 17 (a) "Air ambulance" means a fixed-wing or rotary-wing
 18 aircraft used for, or intended to be used for, air
 19 transportation of sick or injured persons requiring or likely to
 20 require medical attention during transport.
 21 (b) "Emergency medical services vehicle" means a privately
 22 or publicly owned vehicle or vessel that is designed,
 23 constructed, reconstructed, maintained, equipped, or operated
 24 for, and is used for, or intended to be used for, land or water
 25 transportation of sick or injured persons requiring or likely to

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26 | require medical attention during transport.
 27 | (c) "Emergency medical transportation services" includes,
 28 | but is not limited to, services rendered by means of an
 29 | emergency medical services vehicle or air ambulance.
 30 | (d) "Health care provider" means:
 31 | 1. A hospital licensed under chapter 395, Florida
 32 | Statutes.
 33 | 2. A physician or physician assistant licensed under
 34 | chapter 458, Florida Statutes.
 35 | 3. An osteopathic physician or physician assistant
 36 | licensed under chapter 459, Florida Statutes.
 37 | 4. A podiatric physician licensed under chapter 461,
 38 | Florida Statutes.
 39 | 5. A health maintenance organization certificated under
 40 | part I of chapter 641, Florida Statutes.
 41 | 6. An ambulatory surgical center licensed under chapter
 42 | 395, Florida Statutes.
 43 | 7. A facility the primary purpose of which is to provide
 44 | human medical diagnostic services or a facility providing
 45 | nonsurgical human medical treatment, to which facility the
 46 | patient is admitted and from which facility the patient is
 47 | discharged within the same working day, and which facility is
 48 | not part of a hospital. However, the term does not include a
 49 | facility existing for the primary purpose of performing
 50 | terminations of pregnancy or an office maintained by a physician

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51 or dentist for the practice of medicine.

52 8. A professional association, partnership, corporation,
 53 joint venture, or other association composed of the persons
 54 listed in subparagraphs 2., 3., and 4. for professional
 55 activity.

56 (2) (a) Except as specifically provided in this subsection,
 57 compensation to a health care provider to provide any medical
 58 services for an inmate housed in a Polk County detention center
 59 may not exceed 110 percent of the Medicare allowable rate if the
 60 health care provider does not have a contract with Polk County
 61 to provide inmate medical services.

62 (b) Compensation to a health care provider may not exceed
 63 125 percent of the Medicare allowable rate if:

64 1. The health care provider does not have a contract with
 65 Polk County to provide inmate medical services; and

66 2. The health care provider reported a negative operating
 67 margin for the previous year to the Agency for Health Care
 68 Administration through hospital-audited financial data.

69 (3) Compensation to an entity to provide emergency medical
 70 transportation services for an inmate housed in a Polk County
 71 detention center may not exceed 110 percent of the Medicare
 72 allowable rate if the entity does not have a contract with Polk
 73 County to provide inmate emergency medical transportation
 74 services.

75 (4) This act does not apply to charges for medical

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76 | services provided at a hospital operated by Polk County.

77 | Section 2. This act shall take effect upon becoming a law.