

1 A bill to be entitled
 2 An act relating to inmate medical expenses; creating s.
 3 945.6041, F.S.; providing definitions; providing limits on
 4 reimbursement for certain inmate medical expenses when
 5 there is no contract between the Department of Corrections
 6 or a private correctional facility and the health care
 7 provider or provider of emergency medical transportation
 8 services; providing an effective date.

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

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 12 Section 1. Section 945.6041, Florida Statutes, is created
 13 to read:

14 945.6041 Inmate medical services.--

15 (1) As used in this section, the term:

16 (a) "Emergency medical transportation services" includes,
 17 but is not limited to, services rendered by ambulances,
 18 emergency medical services vehicles, and air ambulances as those
 19 terms are defined in s. 401.23.

20 (b) "Health care provider" has the same meaning as
 21 provided in s. 766.105.

22 (2) (a) If no contract for the provision of inmate medical
 23 services exists between the department and a health care
 24 provider or between a private correctional facility, as defined
 25 in s. 944.710, and a health care provider, compensation for such
 26 services may not exceed 110 percent of the Medicare allowable
 27 rate.

28 (b) Notwithstanding paragraph (a), if no contract for the
 29 provision of inmate medical services exists between the
 30 department and a health care provider or between a private
 31 correctional facility, as defined in s. 944.710, and a health
 32 care provider that reported to the Agency for Health Care
 33 Administration, through hospital-audited financial data, a
 34 negative operating margin for the previous year, compensation
 35 for such services may not exceed 125 percent of the Medicare
 36 allowable rate.

37 (3) If no contract for emergency medical transportation
 38 services exists between the department and an entity that
 39 provides emergency medical transportation services or between a
 40 private correctional facility, as defined in s. 944.710, and an
 41 entity that provides emergency medical transportation services,
 42 compensation for such services may not exceed 110 percent of the
 43 Medicare allowable rate.

44 (4) This section is not applicable to charges for medical
 45 services provided at any hospital operated by the department.

46 Section 2. This act shall take effect July 1, 2009.