

The Florida Senate
COMMITTEE MEETING EXPANDED AGENDA

HEALTH REGULATION
Senator Garcia, Chair
Senator Sobel, Vice Chair

MEETING DATE: Thursday, February 9, 2012

TIME: 1:15 —3:15 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

MEMBERS: Senator Garcia, Chair; Senator Sobel, Vice Chair; Senators Diaz de la Portilla, Fasano, Gaetz, Jones, and Norman; EX OFFICIO: Senator Bennett

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
1	SB 1316 Gaetz (Compare CS/H 653, CS/CS/H 943, H 1091, CS/CS/S 208, CS/S 320, CS/S 1884)	Health Care; Revising the fine that may be imposed against a home health agency for failing to timely submit certain information to the Agency for Health Care Administration; authorizing the agency to review and analyze information from sources other than Medicaid-enrolled providers for purposes of determining fraud, abuse, overpayment, or neglect; authorizing the agency and the Medicaid Fraud Control Unit to review certain records; requiring the agency to submit a report to the Legislature on adverse incident reports from assisted living facilities; revising the federal offenses for which the Department of Health must issue an emergency order suspending the license of certain health care professionals; requiring the agency to prepare a report for public comment and submission to the Legislature following the expansion of services to new populations or of new services, etc. HR 01/31/2012 Temporarily Postponed HR 02/09/2012 Fav/CS BC	Fav/CS Yeas 5 Nays 3
2	SB 1506 Thrasher (Similar CS/CS/H 385, Compare S 614)	Medical Malpractice; Providing that the claimant has the burden of proving by clear and convincing evidence that the actions of a health care provider represented a breach of the prevailing professional standard of care in an action for damages based on death or personal injury which alleges that the death or injury resulted from the failure of a health care provider to order, perform, or administer supplemental diagnostic tests; requiring that the Department of Health issue an emergency order suspending the license of any licensee under the department's jurisdiction who fails to indemnify the state or enter into a repayment agreement; providing for disciplinary action for licensees in the Division of Medical Quality Assurance of the department, etc. HR 02/09/2012 Fav/CS JU BC	Fav/CS Yeas 4 Nays 3

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3	CS/SB 1516 Children, Families, and Elder Affairs / Negron (Compare H 991, S 460)	Agency for Persons with Disabilities; Clarifying provisions relating to eligibility requirements based on citizenship and state residency; requiring the agency to promote partnerships and collaborative efforts to enhance the availability of nonwaiver services; revising provisions relating to eligibility under the Medicaid waiver redesign; providing criteria for calculating a client's initial iBudget; providing that facilities that are accredited by certain organizations must be inspected and reviewed by the agency every 2 years; providing limitations on the amount of cost sharing which may be required of parents for home and community-based services provided to their minor children, etc. CF 01/25/2012 Fav/CS HR 01/31/2012 Temporarily Postponed HR 02/09/2012 Fav/CS BC	Fav/CS Yeas 7 Nays 0
4	SB 1350 Sobel (Identical H 1073)	Cancer Control; Revising legislative intent to delete provisions relating to research activities for cancer control; changing the name of the cancer control and research advisory council to the Florida Cancer Control and Resource Advisory Council; providing for the appointment and terms of council members and duties of the council; providing duties of the council for the development, review, and approval of the Florida Cancer Plan; deleting responsibilities of the council and the Board of Governors of the State University System relating to cancer research, etc. HR 02/09/2012 Fav/CS BC	Fav/CS Yeas 7 Nays 0

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5	SB 1808 Storms (Similar H 1405)	<p>Provision of Psychotropic Medication to Children in Out-of-home Placements; Requiring that children placed in out-of-home care receive a comprehensive behavioral health assessment; specifying eligibility; prescribing duties for the Department of Children and Family Services; requiring that a guardian ad litem be appointed by the court to represent a child in the custody of the Department of Children and Family Services who is prescribed a psychotropic medication; requiring that a court authorize the administration of psychotropic medication to a child who is in shelter care or in foster care and for whom informed consent from the parents or a legal guardian has not been obtained; specifying circumstances under which the department may provide psychotropic medication to a child before court authorization is obtained; requiring that the department inform the court of a child's medical and behavioral status at each judicial hearing, etc.</p> <p>CF 01/25/2012 Favorable HR 02/09/2012 Favorable BC</p>	Favorable Yeas 7 Nays 0
6	SB 282 Wise (Identical H 279)	<p>Health Care Transition/Adolescents and Young Adults/Special Health Care Needs; Establishing a program within the Division of Children's Medical Services Network in the Department of Health to implement health care transition programs for adolescents and young adults who have special health care needs; requiring the Department of Health, in partnership with the Agency for Health Care Administration, to identify options for addressing the compensation of health care providers and improving access to adult and specialty health care for adolescents and young adults who have special health care needs; requiring the Department of Health to work with community-based pediatric and adult health care providers to explore and recommend the development of local health and transition services programs in each of the regions of the Children's Medical Services Network, etc.</p> <p>HR 02/09/2012 Fav/CS CF BC</p>	Fav/CS Yeas 7 Nays 0

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7	SB 1474 Gibson (Similar H 167)	Public Health; Creating the expedited partner therapy pilot project in Duval and Gadsden Counties; providing an exemption from specified rules and statutory requirements for the pilot program; providing for training of physicians and patient education; requiring the pilot project to be funded by the existing budget of the pilot project area or by developing partnerships; providing for the use of funds, etc. HR 02/09/2012 Favorable BC	Favorable Yeas 7 Nays 0
8	SB 1378 Altman (Identical H 983)	Payment for Services Provided by Licensed Psychologists; Adding licensed psychologists to the list of health care providers who are protected by a limitations period from claims for overpayment being sought by health insurers or health maintenance organizations; adding licensed psychologists to the list of health care providers who are subject to a limitations period for submitting claims to health insurers or health maintenance organizations for underpayment; adding licensed psychologists to the list of health care providers who are eligible for direct payment for medical services by a health insurer under certain circumstances, etc. HR 02/09/2012 Not Considered BI BC	Not Considered
9	SB 1228 Montford (Similar CS/CS/H 799)	Practice of Physical Therapy; Requiring the Board of Physical Therapy Practice within the Department of Health to issue a temporary permit authorizing a person to practice as a physical therapist or physical therapist assistant under certain conditions; prohibiting the board from renewing a temporary permit to practice as a physical therapist or physical therapist assistant; requiring that a person who has a current temporary permit to practice as a physical therapist or physical therapist assistant receive direct supervision at all times from a physical therapist; prohibiting the supervising physical therapist from supervising more than one physical therapist or physical therapist assistant, etc. HR 02/09/2012 Fav/CS BC	Fav/CS Yeas 7 Nays 0
10	SB 1750 Siplin (Identical H 1195)	Advanced Registered Nurse Practitioners; Authorizing advanced registered nurse practitioners to initiate involuntary examinations under the Baker Act of persons believed to have mental illness, etc. HR 02/09/2012 Not Considered BC	Not Considered

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11	SB 1294 Garcia	Florida Kidcare Program; Deleting a provision preventing children who do not meet the definition of a qualified alien from participating in the program, etc. HR 02/09/2012 Not Considered BC	Not Considered
12	SB 1006 Latvala	Prescription Drug Wholesale Regulations; Requiring the Department of Health to issue a permit by endorsement to an out-of-state prescription drug wholesale distributor that meets certain requirements; authorizing out-of-state wholesale distributors holding a valid permit to continue to operate under that permit until its expiration, etc. HR 02/09/2012 Not Considered CM BC	Not Considered
13	SB 1594 Garcia (Identical H 1311)	Surgical First Assistants; Providing requirements for the performance of supervising physicians; providing the duties and scope and location of practice for certified surgical first assistants; providing contracting and employment guidelines for physicians, hospitals, clinics, or ambulatory surgical centers employing certified surgical first assistants; providing that an unlicensed person who holds himself or herself out as, or indicates or implies that he or she is, licensed commits a third-degree felony and is subject to applicable penalties; providing for payments to a physician assistant under contracts providing for payment for surgical first assisting benefits or services, etc. HR 02/09/2012 Not Considered BC	Not Considered

Other Related Meeting Materials