

By the Appropriations Committee on Health and Human Services;
the Committee on Health Policy; and Senator Burton

603-03460-25

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1 A bill to be entitled
2 An act relating to out-of-network providers; amending
3 s. 456.0575, F.S.; requiring a health care
4 practitioner or his or her employee to confirm whether
5 a referral provider participates in the provider
6 network of the patient's health insurer or health
7 maintenance organization under certain circumstances;
8 authorizing the practitioner or his or her employee to
9 confirm the referral provider's participation in a
10 specified manner; providing applicability; requiring a
11 health care practitioner to notify a patient in
12 writing that certain services are not covered services
13 under the patient's health coverage; requiring that
14 such notice be documented; providing for health care
15 practitioner disciplinary action under certain
16 conditions; authorizing the Department of Health to
17 adopt rules; providing an effective date.

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19 Be It Enacted by the Legislature of the State of Florida:
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21 Section 1. Present subsection (2) of section 456.0575,
22 Florida Statutes, is redesignated as subsection (3), and a new
23 subsection (2) is added to that section, to read:

24 456.0575 Duty to notify patients.—

25 (2) (a) When providing nonemergency services, as defined in
26 s. 627.64194, to a patient, and referring the patient to a
27 provider for nonemergency services, a health care practitioner
28 or his or her employee must, at the point of service, confirm
29 whether the referral provider participates in the provider

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30 network of the patient's health insurer or health maintenance
31 organization. The practitioner or his or her employee may
32 confirm the referral provider's participation by contacting the
33 referral provider or the patient's health insurer or health
34 maintenance organization, as necessary, or may rely on the
35 online provider directory of the health insurer or health
36 maintenance organization.

37 (b) The requirements of paragraph (a) do not apply if the
38 patient indicates in writing that he or she does not wish the
39 referring health care practitioner to confirm whether other
40 providers participate in the provider network of the patient's
41 health insurer or health maintenance organization.

42 (c) When making any referral, the practitioner must notify
43 a patient in writing that services provided by an out-of-network
44 provider or that are not covered services under the patient's
45 health coverage may result in additional cost-sharing
46 responsibilities for the patient, and such notice must be
47 documented in the patient's medical record.

48 (d) Failure to comply with this subsection, without good
49 cause, shall result in disciplinary action against the health
50 care practitioner.

51 (e) The department may adopt rules to implement this
52 subsection.

53 Section 2. This act shall take effect July 1, 2025.