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LEGISLATIVE ACTION

Senate	.	House
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Floor: 1/AD/2R	.	Floor: C
03/10/2026 05:57 PM	.	03/12/2026 02:41 PM
	.	

Senator Brodeur moved the following:

Senate Amendment (with title amendment)

Delete line 106
and insert:

Section 3. For the 2025-2026 fiscal year, the nonrecurring sum of \$30,901,933 from the Grants and Donations Trust Fund is appropriated to the Department of Health for implementation of the Ryan White Part B AIDS Drug Assistance Program (ADAP) through June 30, 2026.

(1) For purposes of ADAP eligibility through June 30, 2026, the term "low income" means an adjusted gross household income



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12 at or below 400 percent of the federal poverty level.

13 (2) Through June 30, 2026, ADAP services may not be
14 provided through or by the purchase of health insurance that
15 includes coverage for HIV/AIDS medications but must be provided
16 through the distribution of medications directly to eligible
17 individuals. The HIV/AIDS medications directly dispensed under
18 ADAP must include all medications listed on the Florida AIDS
19 Drug Assistance Program (ADAP) Formulary as that formulary
20 existed on March 1, 2026. The Department of Health shall
21 distribute such medications to low income individuals who have
22 met the department's eligibility requirements. The department
23 shall ensure the availability of a clinically appropriate
24 medication for individuals with a creatinine clearance of less
25 than 60 milliliters per minute and may, as necessary to
26 implement this section within appropriated funds, provide such
27 medications only to those individuals.

28 (3) The Florida AIDS Drug Assistance Program (ADAP) Self-
29 Insured Formulary as that formulary existed on March 1, 2026,
30 shall remain in effect through at least June 30, 2026.

31 (4) Beginning April 1, 2026, the Department of Health shall
32 submit monthly reports providing a detailed accounting of ADAP
33 to the Governor's Office of Policy and Budget, the chair of the
34 Senate Committee on Appropriations, and the chair of the House
35 of Representatives Budget Committee.

36 (a) The reports must include, at a minimum, all of the
37 following:

- 38 1. All state and federal revenues and expenditures;
39 2. All manufacturer rebates and other pharmaceutical
40 offsets received or accrued;



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41 3. The total number of individuals participating in the
42 program;

43 4. Participant counts by county of residence or
44 administering organization, as applicable;

45 5. Participants' insurance statuses;

46 6. The number and type of prescriptions filled, including
47 utilization by drug class; and

48 7. Any other information necessary to provide transparency
49 with regard to program operations, utilization trends, cost
50 drivers, and fiscal sustainability.

51 (b) The department shall also include in its reports month-
52 over-month and year-to-date trend analyses and identify any
53 projected funding shortfalls, enrollment pressures, or
54 operational risks anticipated within the current fiscal year.

55 (c) Reports must be submitted in a consistent format to
56 allow comparison across reporting periods.

57 (5) The Department of Health shall adopt emergency rules to
58 implement ADAP in accordance with this section. Emergency rules
59 adopted under this section are exempt from s. 120.54(4)(c),
60 Florida Statutes, and shall remain in effect through June 30,
61 2026.

62
63 This section shall take effect upon this act becoming a law.

64 Section 4. Except as otherwise expressly provided in this
65 act and except for this section, which shall take effect upon
66 this act becoming a law, this act shall take effect July 1,
67 2026.

68
69 ===== T I T L E A M E N D M E N T =====



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70 And the title is amended as follows:

71 Delete lines 11 - 12

72 and insert:

73 to pharmacies and pharmacists; providing an
74 appropriation for implementation of the Ryan White
75 Part B AIDS Drug Assistance Program (ADAP) through a
76 specified date; defining the term "low income" for
77 purposes of ADAP eligibility through a specified date;
78 providing requirements for the implementation of ADAP
79 through a specified date; requiring the Department of
80 Health to submit monthly reports providing a detailed
81 accounting of ADAP to the Governor's Office of Policy
82 and Budget and the chairs of the legislative
83 appropriations committees; specifying requirements for
84 the reports; requiring the department to adopt
85 emergency rules to implement ADAP; providing that such
86 emergency rules are exempt from specified rulemaking
87 requirements and remain in effect through a specified
88 date; providing effective dates.