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2 An act relating to Martin County; providing an exception to general
3 law; providing definitions; limiting compensation to a health care
4 provider that provides medical services for an inmate housed in a
5 Martin County Detention Center if the provider does not have a
6 contract with the county to provide such services; limiting
7 compensation to an entity that provides emergency medical
8 transportation services for an inmate housed in a Martin County
9 Detention Center if the entity does not have a contract with the
10 county to provide such services; providing applicability;
11 providing an effective date.

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

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15 Section 1. (1) Notwithstanding any other law to the contrary,
16 this act and all rules adopted pursuant to this act apply to the
17 area located within Martin County.

18 (2) As used in this act, the term:

19 (a) "Air ambulance" means a fixed-wing or rotary-wing aircraft
20 used for, or intended to be used for, air transportation of sick or
21 injured persons requiring or likely to require medical attention
22 during transport.

23 (b) "Ambulance" or "emergency medical services vehicle" means
24 a privately or publicly owned vehicle or vessel that is designed,
25 constructed, reconstructed, maintained, equipped, or operated for,
26 and is used for, or intended to be used for, land or water
27 transportation of sick or injured persons requiring or likely to
28 require medical attention during transport.

29 (c) "Emergency medical transportation services" includes, but
30 is not limited to, services rendered by means of an ambulance,
31 emergency medical services vehicle, or air ambulance.

32 (d) "Health care provider" means:

- 33 1. A hospital licensed under chapter 395, Florida Statutes.
34 2. A physician or physician assistant licensed under chapter
35 458, Florida Statutes.

36 3. An osteopathic physician or physician assistant licensed
37 under chapter 459, Florida Statutes.

38 4. A podiatric physician licensed under chapter 461, Florida
39 Statutes.

40 5. A health maintenance organization certificated under
41 part I of chapter 641, Florida Statutes.

42 6. An ambulatory surgical center licensed under chapter 395,
43 Florida Statutes.

44 7. An other medical facility as defined in paragraph (e).

45 8. A professional association, partnership, corporation,
46 joint venture, or other association composed of the persons
47 provided in subparagraphs 2., 3., and 4. for professional activity.

48 (e) "Other medical facility" means a facility the primary
49 purpose of which is to provide human medical diagnostic services or
50 a facility providing nonsurgical human medical treatment, to which
51 facility the patient is admitted and from which facility the
52 patient is discharged within the same working day, and which
53 facility is not part of a hospital. However, a facility existing
54 for the primary purpose of performing terminations of pregnancy or
55 an office maintained by a physician or dentist for the practice of
56 medicine may not be construed to be an "other medical facility."

57 (3) Compensation to a health care provider to provide medical
58 services for an inmate housed in a Martin 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 Martin County to
61 provide inmate medical services. However, compensation to a health
62 care provider may not exceed 125 percent of the Medicare allowable
63 rate if:

64 (a) The health care provider does not have a contract with
65 Martin County to provide inmate medical services; and

66 (b) 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 (4) Compensation to an entity to provide emergency medical
70 transportation services for an inmate housed in a Martin County
71 detention center may not exceed 110 percent of the Medicare
72 allowable rate if the entity does not have a contract with Martin
73 County to provide inmate emergency medical transportation services.

74 (5) This act does not apply to charges for medical services
75 provided at a hospital operated by Martin County.

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