



## **2018 Legislative Update – January 19**

### **Controlled Substances - SB 8 (Benacquisto) HB 21 (Boyd)**

The FOS is opposed to this legislation as currently written. The bill restricts prescriptions of controlled substances to treat Acute Pain to 3 days. Physicians can extend prescriptions to 7 days if medically necessary. The bill also requires all physicians to complete a 2 hour CME course on opioid prescribing by January 31 2019 and each licensure renewal cycle moving forward; requires physicians to check the drug monitoring database prior to prescribing any scheduled drug; and requires physician offices to file for a clinic exemption every two years.

Senate Bill 8 passed its first committee this week. Senate Health Policy.

House Bill 21 has passed one committee and is scheduled for a hearing next Monday.

### **Ambulatory Surgery Centers and Recovery Care Centers – SB 250 (Steube) HB 23 (Renner and Fitzenhagen) –**

This is a priority support bill for the FOS. Expands ASC Services providing that patients must be discharged within 24 hours (eliminates no overnight stay language). The House Bill creates Recovery Care Centers and provides statutory framework for Recovery Care Centers with a limited stay of up to 72 hours. Requires all RCC's to include patient education, nutrition, pharmacy, and additional required services to comply with state law.

Senate Bill 250 has passed one Committee and is now in Appropriations.

House Bill 23 was passed by the full House last Friday and has been sent to the Senate.

### **Mandatory Coverage for Motorcycle Riders – HB 419 (Hahnfeldt)**

This is a priority support bill for the FOS. The bill would require motorcycles to carry the same insurance coverage as all other motor vehicles. Unfortunately the Bill Sponsor, Rep. Hahnfeldt, passed away in December.

HB 419 has not been scheduled for a hearing.

There is no Senate companion bill.

### **Direct Primary Care –SB 80 (Lee) and HB 37 (Burgess & Miller)**

The FOS supports this legislation. The bill clarifies that a direct primary care agreement is a medical service outside the scope of insurance regulation.

SB 80 has passed two committees and is waiting to be heard in the final committee.

HB 37 passed its only committee of reference and is ready for consideration on the Floor of the House.

### **Step Therapy – SB 98 (Steube) HB 199 (Harrison)**

The FOS supports this legislation. The bill requires transparency and timely authorization for any step therapy protocols instituted by insurance carriers.

SB 98 has passed all 3 committees and is waiting action on the Floor of the Senate.

HB 199 has passed its first committee. It has 2 committees remaining.

### **Retroactive Denials – SB 162 (Steube) HB 217 (Hager)**

The FOS supports this legislation. The bill eliminates the ability of insurance carriers to retroactively deny Claims when they have provided a physician with treatment authorization.

SB 162 has passed 1 committee and has 2 more remaining.

HB 217 has not received a hearing in committee as of yet.

**Maintenance of Certification – SB 628 (Grimsley) and HB 81(Gonzalez)**

The FOS supports this legislation. The bill prohibits the Board of Medicine, Department of Health, a health care facility, or an insurer from requiring maintenance of certification or recertification as a condition of licensure, reimbursement, employment, or admitting privileges for a physician who practices medicine and has achieved initial board certification in a subspecialty as recognized in the Florida Statutes.

SB 628 has not received a hearing in committee as of yet.

HB 81 has not received a hearing in committee as of yet.

**PIP Repeal – SB 150 (Brandes) and HB 19 (Grall)**

The FOS opposes this legislation. We do prefer the Senate version over the House version. Both bills will eliminate the no fault system and replace it with mandated Bodily Injury coverage. The Senate version mandates MedPay coverage of \$5,000, with \$2,500 set aside for physician claims.

SB 150 has passed 1 committee and has 2 more remaining.

HB 19 has passed the House and has been sent to the Senate.

**Workers Compensation – Proposed Committee Bill 18-01 (Commerce Committee)**

The FOS opposes this legislation. The bill further reduces access to care for injured workers by severely reducing reimbursement for facilities that participate in the Workers Compensation system.

HB 18-01 has been passed by the House and has been sent to the Senate.

There is not Senate Bill at this time. (The Senate could take up the House Bill)