



Lance W. Anastasio  
President

# Winter Haven Hospital

Compassion. Innovation. Trust.

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**Received**

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Phil E. Williams  
Assistant Deputy Secretary for Medicaid Finance  
Medicaid Program  
Agency for Health Care Administration  
2727 Mahan Drive  
Mail Stop #8  
Tallahassee, FL 32308

**Medicaid**

Subject: Definition of Safety Net Hospital in Florida

Dear Mr. Williams,

Winter Haven Hospital is a non-profit community hospital dedicated to serving all patients in our service area with high quality health care. We have a long history of serving Medicaid, indigent and the uninsured. Our volume of this type of care has enabled our hospital to earn Low Income Pool (LIP) funding from the Agency as well as Disproportionate Share (DSH) federal funding as well as participate in the federal 340b Drug Pricing Program.

We understand that there is interest to establish criteria that the Agency may use for future funding decisions in determining which hospitals are considered "Safety Net" hospitals. It is our understanding that no firm definition exists today. Winter Haven Hospital recommends that the Agency adopt the federal definition for Essential Community Providers under the 340b Drug Pricing Program (sub part K) as criteria to enable hospitals to be considered "Safety Net" hospitals. A copy of those criteria is attached to this letter. Specifically we recommend that if a hospital meets those criteria in any one out of the preceding three years then they be considered a "Safety Net" hospital in the current period. We are not privy to the detail data of other hospitals, however we recommend the Agency also establish criteria so as to include three facilities that currently do not participate in the federal 340b program but do provide a significant amount of charity and Medicaid care: All Children's Hospital, Miami Children's Hospital and Sarasota Memorial Health Care System.

Thank you for thoughtfully considering our recommendation. Any incremental funding that we can obtain enables us to continue to meet the healthcare needs of those less fortunate in our community. Please contact me with any questions or comments you may have.

Respectfully,

Lance Anastasio  
President/Chief Executive Officer

/attachment

*Excerpted from website of the Department of Health and Human Resources, Health Resources and Services Administration (see [www.HRSA.gov/opa/](http://www.HRSA.gov/opa/))*

### **Organizations eligible for the 340B discount**

**(A) Federally-qualified health center** (as defined in section 1905(l)(2)(B) of the Social Security Act). This category includes:

- FQHC Look-alikes
- Consolidated Health Centers (Sec.330(e) Public Health Service Act)
- Migrant Health Centers (Sec.330 (g) Public Health Service Act)
- Health Care for the Homeless (Sec.330(h) Public Health Service Act)
- Healthy Schools/Healthy Communities
- Health Centers for Residents of Public Housing (Sec. 330(i) Public Health Service Act)
- Office of Tribal Programs or urban Indian organizations (P.L. 93-638 and 25 USCS §1651)

**(B) A family planning project** receiving a grant or contract under Sec. 1001 PHSA (42 USCS§3001)

**(C) An entity receiving a grant under subpart II of part C of Title XXVI of the Ryan White Care Act (RWCA)** (relating to categorical grants for outpatient early intervention services for HIV disease) - Early HIV Intervention Services Categorical Grants (Title III of the RWCA)

**(D) A State-operated AIDS Drug Assistance Program (ADAP)** receiving financial assistance under the RWCA

**(E) A black lung clinic** receiving funds under Section 427(a) of the Black Lung Benefits Act (30 USCS§901)

**(F) A comprehensive hemophilia diagnostic treatment center** receiving a grant under section 501(a)(2) of the SSA

**(G) A Native Hawaiian Health Center** receiving funds under the Native Hawaiian Health Care Act of 1988 (42 USCS§11701)

**(H) An urban Indian organization** receiving funds under title V of the Indian Health Care Improvement Act (25 USCS§1601)

**(I) Any entity receiving assistance under title XXVI of the Social Security Act** (other than a State or unit of local government or an entity described in subparagraph (D)), but only if the entity is certified by the Secretary

**(J) An entity receiving funds under section 318** (42 USCS §247c) (relating to treatment of sexually transmitted diseases) **or section 317(j)(2)** (42 USCS§247b(j)(2)) (relating to treatment of tuberculosis) through a State or unit of local government, but only if the entity is certified by the Secretary

**(K) A disproportionate share hospital** (as defined in section 1886(d)(1)(B)) of the SSA -

(i) is owned or operated by a unit of State or local government, is a public or private non-profit corporation which is formally granted governmental powers by a unit of State or local government, or is a private non-profit hospital which has a contract with a State or local government to provide health care services to low income individuals who are not entitled to benefits under title XVIII of the Social Security Act or eligible for assistance under the State plan under this title;

(ii) for the most recent cost reporting period that ended before the calendar quarter involved had a disproportionate share adjustment percentage (as determined under section 1886(d)(5)(F) of the Social Security Act) greater than 11.75 percent or was described in section 1886(d)(5)(F)(i)(II) of such Act; and

(iii) does not obtain covered outpatient drugs through a group purchasing organization or other group purchasing arrangement.