



## **Appropriations Conference Chairs**

**Senate Appropriations Subcommittee on Health and Human Services /  
House Health Care Appropriations Subcommittee**

**SENATE OFFER #1**  
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**March 1, 2018  
5:30 p.m.  
212 Knott Building**

House Health Care Appropriations/Senate Health Human Services Appropriations  
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Row	Dept	SENATE (SB 2500)	House Offer 1	Senate Offer 1	HOUSE (HB 5001)	NEW OR MODIFIED
1	AHCA	No proviso.	Modified	Accept House Modified	SECTION 15. From the funds appropriated to the Agency for Health Care Administration in Specific Appropriations 191 through 220A of chapter 2017-70, Laws of Florida, the sum of \$20,875,680 of the amount that is held in unbudgeted reserve shall revert immediately to the General Revenue Fund. This section shall take effect upon becoming law.	SECTION 15. From the funds appropriated to the Agency for Health Care Administration in Specific Appropriations 191 through 220A of chapter 2017-70, Laws of Florida, the sum of \$98,017,414 of the amount that is held in unbudgeted reserve shall revert immediately to the General Revenue Fund. This section shall take effect upon becoming law.
2	AHCA	SECTION 24. There is hereby appropriated for Fiscal Year 2017-2018, nonrecurring funds of \$8,975,680 from the General Revenue Fund, \$11,900,000 from the Tobacco Settlement Trust Fund, and \$54,448,826 from the Medical Care Trust Fund to the Agency for Health Care Administration for deficits in the Title XIX Children's Medical Services program. This section shall take effect upon becoming a law.	Modified	Accept House Modified	SECTION 16. There is hereby appropriated for Fiscal Year 2017-2018, \$7,075,680 in nonrecurring funds from the General Revenue Fund and \$13,800,000 in nonrecurring funds from the Tobacco Settlement Trust Fund to the Agency for Health Care Administration for deficits in the Title XIX Children's Medical Services program. This section shall take effect upon becoming law.	SECTION 16. There is hereby appropriated for Fiscal Year 2017-2018, \$20,875,689 in nonrecurring funds from the General Revenue Fund to the Agency for Health Care Administration for deficits in the Title XIX Children's Medical Services program. This section shall take effect upon becoming law.
3	AHCA	SECTION 22. There is hereby appropriated for Fiscal Year 2017-2018, \$274,711 in nonrecurring funds from the General Revenue Fund and \$6,833,686 in nonrecurring funds from the Medical Care Trust Fund to the Agency for Health Care Administration for deficits in the Florida KidCare Program. This section shall take effect upon becoming a law.	No Language	Accept House Position of No Language	SECTION 17. There is hereby appropriated for Fiscal Year 2017-2018, \$274,711 in nonrecurring funds from the General Revenue Fund and \$6,833,686 in nonrecurring funds from the Medical Care Trust Fund to the Agency for Health Care Administration for deficits in the Florida KidCare Program. This section shall take effect upon becoming law.	
4	AHCA	SECTION 20. Within 15 days of this section becoming a law, the Agency for Health Care Administration shall calculate a hospital outpatient statewide and individual hospital outpatient rates using actual hospital outpatient claims with first date of service on or after July 1, 2017, for which payment was determined using the Enhanced Ambulatory Patient Grouping (EAPG) payment method. The re-calculated rates, in the aggregate, shall be equivalent to the average unit cost paid for hospital outpatient claims in Fiscal Year 2016-2017.  The Agency for Health Care Administration shall post the re-calculated rates within 45 days of this section becoming a law to be effective April 1, 2018. The re-calculated rates shall be used to make payments for the remainder of Fiscal Year 2017-2018. These payments shall be sufficient to maintain budget neutrality in the aggregate, and must adhere to the Enhanced Ambulatory Patient Grouping five percent cap on hospital gains and losses transition period described in the Fiscal Year 2017-2018 General Appropriations Act for the Fiscal Year 2017-2018.  Managed care payments to hospitals which are based upon EAPG payment rates shall be based upon these recalculated rates. This section shall take effect upon becoming a law.	Modified	Accept House Modified	SECTION 18. By March 31, 2018, the Agency for Health Care Administration shall perform a comparison of assumed changes in hospital outpatient service billing practices under the Enhanced Ambulatory Patient Grouping pricing to actual billing identified on hospital outpatient claims submitted and paid via the Enhanced Ambulatory Patient Grouping payment method. Assumed changes in billing practice include presence of procedure codes on billed claims identifying services performed and overall Enhanced Ambulatory Patient Grouping case mix. Actual billing practice will be identified using hospital outpatient claims with first date of service on or after July 1, 2017 for which payment was determined using the Enhanced Ambulatory Patient Grouping payment method. If actual billing practices are different than those assumed during the State Fiscal Year 2017-2018 hospital outpatient Enhanced Ambulatory Patient Grouping rate setting process, then the agency will adjust the assumptions to more accurately reflect reality and will estimate difference in payment by hospital using the original versus new assumptions regarding changes in billing practices resulting from the implementation of Enhanced Ambulatory Patient Grouping pricing. These modelled differences in payment will be used to apply positive and negative adjustments to individual hospital outpatient Enhanced Ambulatory Patient Grouping base rates. Effective April 1, 2018, adjustments to individual hospital fee-for-service Enhanced Ambulatory Patient Grouping base rates and the overall Enhanced Ambulatory Patient Grouping documentation and coding improvement factor will be implemented and will apply prospectively for the remainder of the fiscal year. If appropriate, adjustments to individual hospital per-service automatic rate enhancement payments may also be applied prospectively effective April 1, 2018. All adjustments applied within the payment model must maintain budget neutrality in aggregate for the fiscal year and must adhere to the Enhanced Ambulatory Patient Grouping five percent cap on hospital gains and losses transition period described in the State Fiscal Year 2017-2018 General Appropriations Act. No recalculation of managed care capitation payments will be made based upon these adjustments. This section is effective upon becoming law.	Section 18. By April 1, 2018, the Agency for Health Care Administration shall perform a recalculation of fee-for-service Enhanced Ambulatory Patient Grouping (EAPG) payment parameters based on actual hospital outpatient claims and encounters for which payment was determined using the EAPG payment method and claims were received by the Agency by February 15, 2018. The re-calculated EAPG payment parameters shall result in payments per hospital outpatient visit that are, in the aggregate, equivalent to the average Medicaid reimbursement per hospital outpatient visit paid in State Fiscal Year 2016-17. Also, the re-calculated payment parameters shall adhere to the EAPG transition period five percent cap on individual hospital losses and associated cap on gains to ensure budget neutrality as described in the State Fiscal Year 2017-2018 General Appropriations Act. The new rates will include positive and negative adjustments to individual hospital outpatient EAPG base rates. The new fee-for-service EAPG payment parameters, including updated per-service automatic rate enhancement amounts, shall be implemented effective April 1, 2018, posted publicly, and applied prospectively for the remainder of State Fiscal Year 2017-18. The payment parameters applicable for the final quarter of State Fiscal Year 2017-18 shall include adjustments determined separately for each hospital that account for differences between the re-calculated rates and the EAPG rates implemented July 1, 2017. No recalculation of managed care capitation payments will be made based upon these adjustments. Managed care organizations that make payments to hospitals which are based upon EAPG payment rates shall use these adjusted rates, effective April 1, 2018 through the remainder of State Fiscal Year 2017-18. This section is effective upon becoming law.
5	AHCA	SECTION 19. The unexpended balance of funds appropriated in Specific Appropriation 166 of chapter 2017-70, Laws of Florida, to the Agency for Health Care Administration for the Bureau of Financial Services Enterprise Financial System shall revert and is appropriated for the same purpose for Fiscal Year 2018-2019.	Identical	Identical	SECTION 19. The unexpended balance of funds appropriated in Specific Appropriation 166 of chapter 2017-70, Laws of Florida, to the Agency for Health Care Administration for the Bureau of Financial Services Enterprise Financial System is reverted and is appropriated for the same purpose for Fiscal Year 2018-2019.	

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6	AHCA	SECTION 21. The unexpended balance of funds appropriated in Specific Appropriation 226 of chapter 2017-70, Laws of Florida, to the Agency for Health Care Administration for the Provider Data Management System shall revert and is appropriated for the same purpose for Fiscal Year 2018-2019.	Identical	Identical	SECTION 20. The unexpended balance of funds appropriated in Specific Appropriation 226 of chapter 2017-70, Laws of Florida, to the Agency for Health Care Administration for the Provider Data Management System is reverted and is appropriated for the same purpose for Fiscal Year 2018-2019.	
7	AHCA	No proviso.	House	Senate Modified	SECTION 21. The unexpended balance of funds in Specific Appropriations 217 and 218 of Chapter 2017-70, Laws of Florida, provided to the Agency for Health Care Administration shall revert and is appropriated in Fiscal Year 2018-19 in the Nursing Home Care Category for the purpose of recognizing and rewarding quality nursing home performance. The agency shall use these funds to remit a Supplemental Quality Incentive Payment to high quality nursing facilities, which are defined as nursing facilities with a total CMS 5-star score of "5" in the latest rating report. Each qualifying nursing facility shall receive an incentive payment based on their pro rata share of the total Medicaid days provided by all nursing facilities that qualify for the incentive payment. The aggregate of all incentive payments shall not exceed the amount of re-appropriated funds.	SECTION 21. The unexpended balance of funds in Specific Appropriations 217 and 218 of Chapter 2017-70, Laws of Florida, provided to the Agency for Health Care Administration shall revert and is appropriated in Fiscal Year 2018-19 in the Nursing Home Care Category for the purpose of recognizing and rewarding quality nursing home performance. The agency shall use these funds to remit a Supplemental Quality Incentive Payment to high quality nursing facilities, which are defined as nursing facilities with a total CMS 5-star score of "5" in the latest rating report. Each qualifying nursing facility shall receive an incentive payment based on their pro rata share of the total Medicaid days provided by all nursing facilities that qualify for the incentive payment. The aggregate of all incentive payments shall not exceed the amount of re-appropriated funds. <u>The agency shall seek the necessary federal approval to implement this provision.</u>
8	AHCA	SECTION 23. Funds appropriated in Specific Appropriation 197 of chapter 2017-70, Laws of Florida, to the Agency for Health Care Administration for the Graduate Medical Education program shall be reallocated as follows: \$97,300,000 is provided for the Statewide Medicaid Residency Program, with remaining funds being provided for the Startup Bonus Program.	House	Senate	No proviso.	
8a	AHCA		New	Accept House New Language		SECTION ??. The Legislature hereby adopts by reference the changes to the approved operating budget as set forth in Budget Amendment EOG #B2018-B0391 as submitted on February 28, 2018, by the Governor on behalf of the Agency for Health Care Administration for approval by the Legislative Budget Commission. The Governor shall modify the approved operating budget for Fiscal Year 2017-2018 consistent with the amendment. This section is effective upon becoming law.
8b	AHCA		New	Accept House New Language		SECTION ??. There is hereby appropriated for Fiscal Year 2017-2018, \$23,929,831 in nonrecurring funds from the General Revenue Fund, \$12,100,000 in nonrecurring funds from the Tobacco Settlement Trust Fund, \$140,000,000 in nonrecurring funds from the Grants and Donations Trust Fund, and \$27,156,678 in nonrecurring funds from the Medical Care Trust Fund to the Agency for Health Care Administration for deficits in the Title XIX Medicaid certified forward expenditures from Fiscal Year 2016-2017 that were paid during Fiscal Year 2017-2018. This section shall take effect upon becoming law.
8c	AHCA		New	Accept House New Language		SECTION ??. The Legislature hereby adopts by reference the changes to the approved operating budget as set forth in Budget Amendment EOG #B2018-B0361 as submitted on February 28, 2018, by the Governor on behalf of the Agency for Health Care Administration for approval by the Legislative Budget Commission. The Governor shall modify the approved operating budget for Fiscal Year 2017-2018 consistent with the amendment. This section is effective upon becoming law.

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8d	AHCA		New	Accept House New Language		SECTION ??. The Legislature hereby adopts by reference the changes to the approved operating budget as set forth in Budget Amendment EOG #B2018-B0385 as submitted on February 28, 2018, by the Governor on behalf of the Agency for Health Care Administration for approval by the Legislative Budget Commission. The Governor shall modify the approved operating budget for Fiscal Year 2017-2018 consistent with the amendment. This section is effective upon becoming law.
8e	AHCA		New	Accept House New Language		SECTION ??. From the funds appropriated to the Agency for Health Care Administration in Specific Appropriations 171 through 176 of chapter 2017—70, Laws of Florida, the sum of \$20,339 of the amount that is held in unbudgeted reserve shall revert immediately to the General Revenue Fund. This section shall take effect upon becoming law.
8f	AHCA		New	Accept House New Language		SECTION ??. There is hereby appropriated for Fiscal Year 2017-2018, \$20,339 in nonrecurring funds from the General Revenue Fund and \$522,034 in nonrecurring funds from the Medical Care Trust Fund to the Agency for Health Care Administration to fund costs for children of families impacted by Hurricane Irma in the Florida KidCare Program. This section shall take effect upon becoming law.
8g	AHCA		New	Accept House New Language		SECTION ??. The Legislature hereby adopts by reference the changes to the approved operating budget as set forth in Budget Amendment EOG #B2018-B0336 as submitted on February 28, 2018, by the Governor on behalf of the Agency for Health Care Administration for approval by the Legislative Budget Commission. The Governor shall modify the approved operating budget for Fiscal Year 2017-2018 consistent with the amendment. This section is effective upon becoming law.
8h	AHCA		New	Accept House New Language		SECTION ??. The Legislature hereby adopts by reference the changes to the approved operating budget as set forth in Budget Amendment EOG #B2018-B0387 as submitted on February 28, 2018, by the Governor on behalf of the Agency for Health Care Administration for approval by the Legislative Budget Commission. The Governor shall modify the approved operating budget for Fiscal Year 2017-2018 consistent with the amendment. This section is effective upon becoming law.
8i	AHCA			New		<u>The Agency for Health Care Administration shall seek federal approval from the Centers for Medicare and Medicaid Services (CMS) for a governmentally-designated program for hospital services for at-risk mothers and babies pursuant to sections 383.15 - 383.19, Florida Statutes, as a tier for the Low Income Pool (LIP), under section 60(a)(2) of the Special Terms and Conditions (STCs) for state Fiscal Year 2017-2018. Any funds received by the agency under this section shall be used to maximize federal funds by increasing payments in the Low Income Pool in a manner authorized under the General Appropriations Act. This section is effective upon becoming a law.</u>

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9	APD	SECTION 26. The unexpended balance in Specific Appropriation 253 and Section 40, chapter 2017-70, Laws of Florida, provided to the Agency for Persons with Disabilities for the Client Data Management System and Electronic Visit Verification system shall revert and is appropriated to the Agency for Persons with Disabilities for Fiscal Year 2018-2019 in the Home and Community Based Services Administration Category for the same purpose and shall be placed in reserve. The agency is authorized to submit budget amendments requesting the release of funds pursuant to the provisions of chapter 216, Florida Statutes. Any request for release of funds shall include a detailed operational work plan and spending plan.	Identical	Identical	SECTION 23. The unexpended balance in Specific Appropriation 253 and Section 40, chapter 2017-70, Laws of Florida, provided to the Agency for Persons with Disabilities for the Client Data Management System and Electronic Visit Verification system shall revert and is appropriated to the Agency for Persons with Disabilities for Fiscal Year 2018-2019 in the Home and Community Base Services Administration Category for the same purpose and shall be placed in reserve. The agency is authorized to submit budget amendments requesting the release of funds pursuant to the provisions of chapter 216, Florida Statutes. Any request for release of funds shall include a detailed operational work plan and spending plan.	
10	APD	No proviso.	House	Senate	SECTION 22. From the funds provided in Specific Appropriation 253, chapter 2017-70, Laws of Florida, the nonrecurring sum of \$104,198 from the Operations and Maintenance Trust Fund and the nonrecurring sum \$104,197 from the Social Services Block Grant Trust Fund shall revert and is appropriated for Fiscal Year 2018-2019. The funding shall be used by the Agency for Persons with Disabilities to contract for validity and reliability of the Questionnaire for Situational Information (QSI) tool.	
11	APD	No proviso.	House	Accept House	SECTION 24. The unexpended balance of funds in Section 38, chapter 2017-70, Laws of Florida, provided to the Agency for Persons with Disabilities for the Home and Community Based Services Waiver shall revert and is appropriated for Fiscal Year 2018-2019 in the Lump Sum - Home and Community Based Services Waiver category. The agency is authorized to submit budget amendments requesting the release of funds, pursuant to the provisions of chapter 216, Florida Statutes. Requests for release of funds shall include a plan for how funding will be expended for increases in Medicaid Home and Community Based Waiver costs.	
12	APD	No proviso.	House	Accept House	SECTION 25. The unexpended balance of funds in Specific Appropriation 241, chapter 2017-70, Laws of Florida, provided to the Agency for Persons with Disabilities for the Home and Community Based Services Waiver shall revert and is appropriated for Fiscal Year 2018-2019 in the Lump Sum - Home and Community Based Services Waiver category. The agency is authorized to submit budget amendments requesting the release of funds, pursuant to the provisions of chapter 216, Florida Statutes. Requests for release of funds shall include a plan for how the funding will be expended for increases in Medicaid Home and Community Based Waiver costs.	
12a	APD		New	Accept House New Language		The sum of \$3,544,458 in nonrecurring fixed capital outlay funds from the Operations and Maintenance Trust Fund are hereby appropriated to the Agency for Persons with Disabilities for Fiscal Year 2017-2018 for the purchase of emergency generators at the Developmental Disability Centers.
13	DCF	SECTION 27. The nonrecurring sum of \$10,000,000 from the Federal Grants Trust Fund is appropriated to the Department of Children and Families for Fiscal Year 2017-2018 in the Lump Sum - Grants and Aids - Community Based Care category for the purpose of mitigating operational deficits experienced by the Community-based Care lead agencies. The department is authorized to submit budget amendments, pursuant to the provisions of chapter 216, Florida Statutes, requesting the release of funds. This section shall take effect upon becoming a law.	Modified	Accept House Modified	SECTION 27. The nonrecurring sum of \$10,000,000 from the Federal Grants Trust Fund is appropriated to the Department of Children and Families for Fiscal Year 2017-2018 in the Lump Sum - Grants and Aids - Community Based Care category for the purpose of mitigating operational deficits experienced by the Community-based Care lead agencies. The department is authorized to submit budget amendments, pursuant to the provisions of chapter 216, Florida Statutes, requesting the release of funds. This section shall take effect upon becoming a law.	SECTION 27. The nonrecurring sum of \$20,000,000 from the Federal Grants Trust Fund is appropriated to the Department of Children and Families for Fiscal Year 2017-2018 in the Lump Sum - Grants and Aids - Community Based Care category for the purpose of mitigating operational deficits experienced by the Community-based Care lead agencies. The department is authorized to submit budget amendments, pursuant to the provisions of chapter 216, Florida Statutes, requesting the release of funds. This section shall take effect upon becoming a law.
14	DCF	SECTION 28. The nonrecurring sum of \$3,396,552 from the Federal Grants Trust Fund is appropriated to the Department of Children and Families for Maintenance Adoption Assistance Payments for Fiscal Year 2017-2018. This section shall take effect upon becoming a law.	Identical	Identical	SECTION 28. The nonrecurring sum of \$3,396,552 from the Federal Grants Trust Fund is appropriated to the Department of Children and Families for Maintenance Adoption Assistance Payments for Fiscal Year 2017-2018. This section shall take effect upon becoming a law.	

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15	DCF	SECTION 29. The unexpended balance of funds appropriated from the Operations and Maintenance Trust Fund and the Federal Grants Trust Fund in Specific Appropriation 297A and Section 42 of chapter 2017-70, Laws of Florida, to the Department of Children and Families for the Substance Abuse and Mental Health Financial and Services Accountability System shall revert and is appropriated to the department for Fiscal Year 2018-2019 in the Substance Abuse and Mental Health Financial and Services Accountability System - Qualified Expenditure Category for the same purpose.	Modified	Accept House Modified	SECTION 26. The unexpended balance of funds provided in Section 42 and Specific Appropriation 297A, chapter 2017-70, Laws of Florida, to the Department of Children and Families for the Substance Abuse and Mental Health Financial and Services Accountability System shall revert and is appropriated for Fiscal Year 2018-2019 to the department in the Substance Abuse and Mental Health Financial and Services Accountability System - Qualified Expenditure category for the same purpose.	SECTION 26. The unexpended balance of funds provided in Section 42 and Specific Appropriation 297A, chapter 2017-70, Laws of Florida, to the Department of Children and Families for the Substance Abuse and Mental Health Financial and Services Accountability System shall revert and is appropriated for Fiscal Year 2018-2019 to the department in the Lump Sum - Substance Abuse and Mental Health Financial and Services Accountability and Management System category for the same purpose.
16	DCF	SECTION 30. The unexpended balance of funds provided in Specific Appropriation 318 and Section 43 of chapter 2017-70, Laws of Florida, to the Department of Children and Families for adoption incentive benefits pursuant to section 409.1664, Florida Statutes, shall revert and is appropriated to the department for Fiscal Year 2018-2019 for the same purpose.	Senate	Senate	SECTION 28. The unexpended balance of funds provided in Section 43 and Specific Appropriations 318 and 322 of chapter 2017-70, Laws of Florida, to the Department of Children and Families for state employee adoption incentive awards and to Community-based Care lead agencies for adoption incentive awards, shall revert and is appropriated to the department for Fiscal Year 2018-2019 for the same purpose.	Similar - technical differences.
16a	DCF		New	Accept House New Language		The Legislature hereby adopts by reference the changes to the approved operating budget as set forth in Budget Amendment EOG #B2018-B0397 as submitted on February 28, 2018, by the Governor on behalf of the Department of Children and Families for approval by the Legislative Budget Commission. The Governor shall modify the approved operating budget for Fiscal Year 2017-2018 consistent with the amendment. This section is effective upon becoming law.
17	DCF	No proviso.	Senate	Senate	SECTION 29. The unexpended balance of funds provided in Specific Appropriation 318 and Section 43 of chapter 2017-70, Laws of Florida, to the Department of Children and Families for adoption incentive benefits pursuant to section 409.1664, Florida Statutes, shall revert and is appropriated to the department for Fiscal Year 2018-2019 for the same purpose.	
18	DVA	SECTION 31. The unexpended balance of funds provided in section 50 and in Specific Appropriation 578 of chapter 2017-70, Laws of Florida, to the Department of Veterans' Affairs for Entrepreneur Training shall revert and is appropriated to the department for Fiscal Year 2018-2019 for the same purpose.	Senate	Senate	No proviso.	
19	DVA	SECTION 32. The unexpended balance of funds provided in section 51 and Specific Appropriation 579 of chapter 2017-70, Laws of Florida, to the Department of Veterans' Affairs for Workforce Training Grants shall revert and is appropriated to the department for Fiscal Year 2018-2019 for the same purpose.	Senate	Senate	No proviso.	