

By Senator Dudley

25-181-98

1                                   A bill to be entitled  
2           An act relating to alcohol and substance abuse  
3           treatment programs; amending s. 394.76, F.S.;  
4           clarifying provisions that specify the ratio of  
5           local matching funds required to support  
6           certain state-funded community alcohol and  
7           substance abuse treatment programs if the  
8           required level of local funding is not provided  
9           in the General Appropriations Act or in the  
10          bill implementing the General Appropriations  
11          Act; 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. Paragraph (b) of subsection (3) and  
16           subsections (4), (8), (9), (10), and (11) of section 394.76,  
17           Florida Statutes, are amended to read:

18           394.76 Financing of district programs and  
19           services.--If the local match funding level is not provided in  
20           the General Appropriations Act or the substantive bill  
21           implementing the General Appropriations Act, such funding  
22           level shall be provided as follows:

23           (3) The state share of financial participation shall  
24           be determined by the following formula:

25           (b) Residential and case management services which are  
26           funded as part of a deinstitutionalization project shall not  
27           require local matching funds and shall not be used as local  
28           matching funds. The state and federal financial participation  
29           portions of Medicaid earnings pursuant to Title XIX of the  
30           Social Security Act, except for the amount of general revenue  
31           equal to the amount appropriated in 1985-1986 plus all other

1 general revenue that is shifted from any other alcohol,  
2 substance drug abuse, and mental health appropriation category  
3 after fiscal year 1986-1987, shall not require local matching  
4 funds and shall not be used as local matching funds. Local  
5 matching funds are not required for general revenue  
6 transferred by the department into alcohol, substance drug  
7 abuse, and mental health appropriations categories during a  
8 fiscal year to match federal funds earned from Medicaid  
9 services provided for mental health clients in excess of the  
10 amounts initially appropriated. Funds for children's services  
11 which were provided through the Children, Youth, and Families  
12 Services budget which did not require local match prior to  
13 being transferred to the Alcohol, Drug Abuse, and Mental  
14 Health Services budget shall be exempt from local matching  
15 requirements. All other contracted community alcohol,  
16 substance abuse, and mental health services and programs,  
17 except as identified in s. 394.457(3), shall require local  
18 participation on a 75-to-25 state-to-local ratio.

19 (4) Notwithstanding ~~the provisions of~~ subsection (3),  
20 the department may ~~is authorized to~~ develop and demonstrate  
21 alternative financing systems for alcohol, substance drug  
22 abuse, and mental health services. Proposals for  
23 demonstration projects conducted pursuant to this subsection  
24 shall be reviewed by the substantive and appropriations  
25 committees of the Senate and the House of Representatives  
26 prior to implementation of the projects.

27 (8) Expenditures for capital improvements relating to  
28 construction of, addition to, purchase of, or renovation of a  
29 community alcohol, substance drug abuse, or mental health  
30 facility may be made by the state, provided such expenditures  
31 or capital improvements are part and parcel of an approved

1 district plan. Nothing shall prohibit the use of such  
2 expenditures for the construction of, addition to, renovation  
3 of, or purchase of facilities owned by a county, city, or  
4 other governmental agency of the state or a nonprofit entity.  
5 Such expenditures are subject to the provisions of subsection  
6 (6).

7 (9)(a) State funds for community alcohol and substance  
8 abuse treatment programs and mental health services shall be  
9 matched by local matching funds as provided in paragraph  
10 (3)(b). The governing bodies within a district or subdistrict  
11 shall be required to participate in the funding of alcohol and  
12 substance abuse treatment programs and mental health services  
13 under the jurisdiction of such governing bodies. The amount of  
14 the participation shall be at least that amount which, when  
15 added to other available local matching funds, is necessary to  
16 match state funds.

17 (b) The provisions of paragraph (a) to the contrary  
18 notwithstanding, no additional matching funds may be required  
19 solely due to the addition in the General Appropriations Act  
20 of Alcohol, Drug Abuse, and Mental Health Block Grant Funds  
21 for local community mental health centers and alcohol and  
22 substance abuse treatment project grants.

23 (10) A local governing body is authorized to  
24 appropriate moneys, in lump sum or otherwise, from its public  
25 funds for the purpose of carrying out the provisions of this  
26 part. In addition to the payment of claims upon submission of  
27 proper vouchers, such moneys may also, at the option of the  
28 governing body, be disbursed in the form of a lump-sum or  
29 advance payment for services for expenditure, in turn, by the  
30 recipient of the disbursement without prior audit by the  
31 auditor of the governing body. Such funds shall be expended

1 only for alcohol, substance ~~drug~~ abuse, or mental health  
2 purposes as provided in the approved district plan. Each  
3 governing body appropriating and disbursing moneys pursuant to  
4 this subsection shall require the expenditure of such moneys  
5 by the recipient of the disbursement to be audited annually  
6 either in conjunction with an audit of other expenditures or  
7 by a separate audit. Such annual audits shall be furnished to  
8 the governing bodies of each participating county and  
9 municipality for their examination.

10 (11) No additional local matching funds shall be  
11 required solely due to the addition in the General  
12 Appropriations Act of alcohol, substance ~~drug~~ abuse, and  
13 mental health block grant funds for local community mental  
14 health centers, substance ~~drug~~ abuse programs, and alcohol  
15 project grants.

16 Section 2. This act shall take effect July 1, 1998.

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19 SENATE SUMMARY

20 Clarifies requirements for local matching funds for  
21 substance abuse treatment programs when the required  
22 level of local funding is not specified in the General  
23 Appropriations Act.  
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