

By the Committee on Children and Families; and Senator Mitchell

300-2163-99

1                                   A bill to be entitled  
2           An act relating to federally funded services  
3           for children; amending s. 409.26731, F.S.;  
4           authorizing the Department of Children and  
5           Family Services to annually certify local funds  
6           for state match for eligible Title IV-E  
7           expenditures; requiring a report; providing an  
8           effective date.

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

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12           Section 1. Section 409.26731, Florida Statutes, is  
13 amended to read:

14           409.26731 Certification of local funds as state match  
15 for federally funded services; ~~federal waivers.~~ ~~In order to~~  
16 ~~implement Specific Appropriations 330 and 334 through 352 of~~  
17 ~~the 1997-1998 General Appropriations Act, the Department of~~  
18 ~~Children and Family Services is authorized to certify local~~  
19 ~~funds not to exceed \$5 million as state match for children's~~  
20 ~~mental health services funded by Medicaid in excess of the~~  
21 ~~amount of state general revenue matching funds appropriated~~  
22 ~~for such services through the 1997-1998 General Appropriations~~  
23 ~~Act. The department is also authorized to certify local funds~~  
24 ~~not to exceed \$5 million as state match for eligible Title~~  
25 ~~IV-E expenditures services for children under the supervision~~  
26 ~~and custody of the state in excess of the amount of state~~  
27 ~~general revenue matching funds appropriated for such services~~  
28 ~~by the 1997-1998 General Appropriations Act in Specific~~  
29 ~~Appropriations 334 through 352. Federal Medicaid or Title IV-E~~  
30 funds provided to the state as federal financial participation  
31 consequent to certified local matching funds shall

1 automatically be passed through to the local entity  
2 ~~jurisdiction~~ that provided the certified local match.  
3 Notwithstanding the provisions of s. 215.425, all such federal  
4 Title IV-E funds earned for the current fiscal year as a  
5 result of using certified local match, except for up to 5  
6 percent of such earnings that the department is authorized to  
7 retain for administrative purposes, shall be distributed as  
8 set forth in this section and this process shall not impact  
9 the department's allocation to any district.All of the  
10 provisions of this section are based upon federal approval of  
11 the provisions as specifically limited in this section and  
12 shall not become effective if any further modifications are  
13 required of the state, unless and until federal approval has  
14 been obtained. The department shall annually prepare a report  
15 to be submitted to the Legislature no later than January 1  
16 documenting the specific activities undertaken during the  
17 previous fiscal year pursuant to this section.~~The Agency for~~  
18 ~~Health Care Administration is authorized to apply for federal~~  
19 ~~waivers to modify the state Medicaid plan to include optional~~  
20 ~~Medicaid in-home and therapeutic services for~~  
21 ~~Medicaid-eligible children if the state match for such~~  
22 ~~services is provided by local funds certified by the~~  
23 ~~department as state match. Such services shall be available~~  
24 ~~only in communities that provide the certified match.~~

25 Section 2. This act shall take effect July 1, 1999.

1                   STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN  
2                   COMMITTEE SUBSTITUTE FOR  
3                   Senate Bill 2462  
4       Deletes the provision that authorizes the Department of  
5       Children and Family Services to certify local funds as state  
6       match for children's mental health services funded by  
7       Medicaid.  
8       Deletes the statewide cap of \$5 million for local funds to be  
9       certified by the Department of Children and Family Services as  
10      state match for eligible Title IV-E expenditures.  
11      Allows the Department of Children and Family Services to  
12      retain up to 5 percent of the federal Title IV-E funds earned  
13      for the current fiscal year using certified local match and to  
14      use these funds for administrative purposes.  
15      Directs the Department of Children and Family Services to  
16      prepare a report to the Legislature no later than January 1 of  
17      each year documenting the specific activities accomplished  
18      during the previous year pertaining to federal Title IV-E  
19      funds earned as a result of using certified local match.  
20      Removes the language authorizing the Agency for Health Care  
21      Administration to apply for federal waivers and modifying the  
22      state Medicaid plan to include optional Medicaid in-home and  
23      therapeutic services for Medicaid-eligible children.  
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