Bill No. CS for SB 2034

Amendment No. ____ CHAMBER ACTION Senate House 1 2 3 4 5 6 7 8 9 10 Senator Forman moved the following amendment: 11 12 13 Senate Amendment (with title amendment) On page 53, between lines 18 and 19, 14 15 16 insert: 17 Section 28. Long-term community-based supports.--The 18 department shall, contingent upon specific appropriations for 19 these purposes: 20 (1) Study the long-term needs for community-based 21 supports and services for individuals who have sustained 22 traumatic brain or spinal cord injuries. The purpose of this 23 study is to prevent inappropriate residential and 24 institutional placement of these individuals, and promote 25 placement in the most cost effective and least restrictive 26 environment. Any placement recommendations for these 27 individuals shall ensure full utilization of and collaboration with other state agencies, programs, and community partners. 28 29 This study shall be submitted to the Governor, the President 30 of the Senate, and the Speaker of the House of Representatives not later than December 31, 2000. 31 1

3:54 PM 04/06/00

Bill No. <u>CS for SB 2034</u> Amendment No. ____

1	(2) Based upon the results of this study, establish a
2	plan for the implementation of a program of long-term
3	community-based supports and services for individuals who have
4	sustained traumatic brain or spinal cord injuries who may be
5	subject to inappropriate residential and institutional
6	placement as a direct result of such injuries.
7	(a) Records relative to any applicant for or recipient
8	of program services are subject to s. 381.775, F.S.
9	(b) The program shall be payor of last resort for
10	program services and expenditures for such services shall be
11	considered funded services for purposes of s. 381.785, F.S.;
12	however, notwithstanding s. 381.79(5), F.S., proceeds
13	resulting from this subsection shall be used solely for this
14	program.
15	(c) The department shall create, by rule, procedures
16	to ensure, that in the event the program is unable to directly
17	or indirectly provide such services to all eligible
18	individuals due to lack of funds, those individuals most at
19	risk to suffer the greatest harm from an imminent
20	inappropriate residential or institutional placement are
21	served first.
22	(d) Every applicant or recipient of the long-term
23	community-based supports and services program shall have been
24	a resident of the state for 1 year immediately preceding
25	application and be a resident of the state at the time of
26	application.
27	(e) The department shall adopt rules pursuant to ss.
28	120.536(1) and 120.54, F.S., to implement the provision of
29	this subsection.
30	Section 29. SeverabilityIf any provision of this
31	act or its application to any person or circumstance is held
	3:54 PM 04/06/00 2 s2034c1c-32c2w

Bill No. <u>CS for SB 2034</u> Amendment No. ____

invalid, the invalidity does not affect other provisions or 1 applications of this act which can be given effect without the 2 3 invalid provision or application, and to this end the 4 provisions of this act are severable. 5 6 (Redesignate subsequent sections.) 7 8 9 10 And the title is amended as follows: On page 4, line 27, after the semicolon 11 12 13 insert: 14 providing planning for long-term 15 community-based supports for specified brain 16 and spinal cord injury individuals; providing 17 purpose; providing for compliance with s. 381.775, F.S.; providing for a study and 18 19 report; providing base standard for ranking for 20 services; providing limitation on use of funding; providing the department with certain 21 rulemaking authority; providing residency 22 23 requirement; providing severability; 24 25 26 27 28 29 30 31

3:54 PM 04/06/00

s2034c1c-32c2w