

Amendment No. ____ (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Representative(s) Joyner and Gannon offered the following:

Amendment (with title amendment)

On page 8, line 19 through page 16, line 20,
remove from the bill: all of said lines

and insert in lieu thereof:

Section 5. Subsection (16) of Section 409.906, Florida Statutes, is amended, and subsection (25) is added to said subsection, to read:

409.906 Optional Medicaid services.--Subject to specific appropriations, the agency may make payments for services which are optional to the state under Title XIX of the Social Security Act and are furnished by Medicaid providers to recipients who are determined to be eligible on the dates on which the services were provided. Any optional service that is provided shall be provided only when medically necessary and in accordance with state and federal law. Nothing in this section shall be construed to prevent or limit the agency from adjusting fees, reimbursement rates, lengths of stay, number of visits, or number of services, or making

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1 any other adjustments necessary to comply with the
2 availability of moneys and any limitations or directions
3 provided for in the General Appropriations Act or chapter 216.
4 If necessary to safeguard the state's systems of providing
5 services to elderly and disabled persons and subject to the
6 notice and review provisions of s. 216.177, the Governor may
7 direct the Agency for Health Care Administration to amend the
8 Medicaid state plan to delete the optional Medicaid service
9 known as "Intermediate Care Facilities for the Developmentally
10 Disabled." Optional services may include:

11 (16) INTERMEDIATE CARE SERVICES.--The agency may pay
12 for 24-hour-a-day intermediate care nursing and rehabilitation
13 services rendered to a recipient in a nursing facility
14 licensed under part II of chapter 400, if the services are
15 ordered by and provided under the direction of a physician,
16 meet nursing home level of care criteria as determined by the
17 Comprehensive Assessment and Review Long-Term Care (CARE)
18 Program of the Department of Elderly Affairs, and do not meet
19 the definition of "general care" as used in the Medicaid
20 budget estimating process.

21 (25) ASSISTIVE CARE SERVICES.--The agency may pay for
22 assistive care services provided to recipients with functional
23 or cognitive impairments residing in assisted living
24 facilities, adult family-care homes, or residential treatment
25 facilities with 16 or fewer beds. These services may include
26 health support, assistance with the activities of daily living
27 and the instrumental acts of daily living, assistance with
28 medication administration, and arrangements for health care.

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1 ===== T I T L E A M E N D M E N T =====

2 And the title is amended as follows:

3 On page 1, lines 18-21,

4 remove from the title of the bill: all of said lines

5

6 and insert in lieu thereof:

7 amending s. 409.906, F.S.; providing additional

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