

STORAGE NAME: h0619a.cu.doc
DATE: April 10, 2001

**HOUSE OF REPRESENTATIVES
AS REVISED BY THE COMMITTEE ON
COLLEGES AND UNIVERSITIES
ANALYSIS**

BILL #: HB 619
RELATING TO: Long Term Care
SPONSOR(S): Representative(s) Joyner & others
TIED BILL(S): None

ORIGINATING COMMITTEE(S)/COUNCIL(S)/COMMITTEE(S) OF REFERENCE:

- (1) ELDER AND LONG TERM CARE YEAS 9 NAYS 0
 - (2) COLLEGES AND UNIVERSITIES YEAS 10 NAYS 1
 - (3) HEALTH AND HUMAN SERVICES APPROPRIATIONS
 - (4)
 - (5)
-

I. SUMMARY:

HB 619 creates the "Moses General Miles Act" that establishes assisted-living facilities in urban distressed communities throughout the state and acts as an additional source for community economic development. The Act proposes 5 pilot projects to be set up under the Institute on Urban Policy and Commerce (Institute) at Florida Agricultural and Mechanical University (FAMU) and operated by not-for-profit or faith-based organizations. A review panel is established within the Institute to evaluate proposals and award funding to applicants. The Institute also is charged with providing technical assistance to interested organizations and is granted the authority to adopt rules to implement the Act.

The bill provides an appropriation of \$1.5 million from the General Revenue Fund to the Institute. The Institute is authorized to allocate up to \$225,000 for each of the pilot projects.

The bill takes effect July 01, 2001.

On April 10, 2001, the Committee on Colleges and Universities adopted one amendment. The amendment adds the secretary of the Department of Elderly Affairs, or the Secretary's designee to the review panel. The amendment is traveling with the bill.

SUBSTANTIVE ANALYSIS:

A. DOES THE BILL SUPPORT THE FOLLOWING PRINCIPLES:

- | | | | |
|-----------------------------------|---|-----------------------------|---|
| 1. <u>Less Government</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 2. <u>Lower Taxes</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 3. <u>Individual Freedom</u> | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> | N/A <input type="checkbox"/> |
| 4. <u>Personal Responsibility</u> | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> | N/A <input type="checkbox"/> |
| 5. <u>Family Empowerment</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |

For any principle that received a "no" above, please explain:

B. PRESENT SITUATION:

Currently, parties interested in operating an assisted-living facility must apply for a license with Agency of Health Care Administration (ACHA) under the guidelines of Chapter 400.

Section 240.709, F.S. creates the Institute on Urban Policy and Commerce at FAMU. The major purposes of the Institute are to pursue research on urban policy issues confronting the inner-city areas and neighborhoods in the state; to influence the equitable allocation and stewardship of federal, state and local financial resources; to provide training in community planning and design; to assist with the planning, development, and capacity building of urban area nonprofit organizations and government agencies; to develop and maintain a database relating to inner city areas; and to support the community development efforts on inner city areas, neighborhood-based organizations, and municipal agencies.

The Institute must research and recommend strategies concerning critical issues facing the under-served population in urban communities, including but not limited to, transportation and physical infrastructure; affordable housing; tourism and commerce; environmental restoration; job development and retention; child care; public health; life-long learning; family intervention; public safety; and community relations.

The Institute may establish regional urban centers in the inner cities of St. Petersburg, Tampa, Jacksonville, Orlando, West Palm Beach, Ft. Lauderdale, Miami, Daytona Beach, and Pensacola to assist urban communities on critical economic, social, and educational problems affecting the under-served population.

The Institute is responsible for collecting, evaluating, and disseminating pertinent empirical data to influence the equitable allocation and stewardship of federal, state, and local financial resources used to improve the quality of life for Florida residents in urban communities. It serves as a clearinghouse for research on socioeconomic problems and as an advocate for the development of solutions to these problems. The Institute is required to assess the effectiveness of strategies and their impact on communities and to submit an annual report of its findings and recommendations to the Legislature and the Governor.

C. EFFECT OF PROPOSED CHANGES:

The proposed changes will encourage the creation of assisted-living facilities in five urban distressed communities throughout the state by not-for-profit and faith-based organizations. The Act hopes to stimulate economic activity in these communities as well as providing high quality health care for vulnerable persons.

D. SECTION-BY-SECTION ANALYSIS:

Section 1. This section presents the title of the bill as the "Moses General Miles Act."

Section 2. This section assigns to the Institute on Urban Policy and Commerce at Florida Agricultural and Mechanical University the responsibility of developing a grant program that funds pilot projects in urban distressed communities from five of the following cities: Pensacola, Tallahassee, Jacksonville, Daytona Beach, Orlando, Tampa, St. Petersburg, West Palm Beach, Ft. Lauderdale, and Miami-Dade. The pilot projects are established to create assisted-living facilities that will be operated by not-for-profit or faith-based organizations.

The Institute is required to create a review panel to evaluate proposals and award funding for the five pilot projects. The review panel is appointed by the FAMU president and consists of seven members:

- i. One member who is affiliated with the Agency for Health Care Administration
- ii. The Secretary of Health, or the Secretary's designee
- iii. The president of Enterprise Florida, Inc., or the president's designee
- iv. One member from a private-sector investment institution or organization
- v. One member who is affiliated with the Office of Tourism, Trade, and Economic Development
- vi. One member from a professional trade organization that represents long-term care assisted-living facilities
- vii. One member who is affiliated with Workforce Florida, Inc.

The director of the Institute serves without voting rights as the secretary to the panel.

The Institute also provides technical assistance to organizations interested in the pilot projects and has the authority to adopt rules to effect the implementation of the Act.

Section 3. This section appropriates \$1.5 million in non-recurring funds from the General Revenue Fund to the Institute at FAMU. Additionally, it authorizes the Institute to allocate up to \$225,000 for each of the five pilot projects.

Section 4. This section sets the effective date for the Act at July 1, 2001.

II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT:

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues:

None.

2. Expenditures:

The bill appropriates \$1.5 million in non-recurring funds from the General Revenue Fund to the Institute on Urban Policy and Commerce at FAMU.

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues:

None

2. Expenditures:

None

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

By allocating \$225,000 for each of five assisted-living facility pilot projects operating in urban distressed communities, the Act creates an economic stimulus for these communities.

D. FISCAL COMMENTS:

None

III. CONSEQUENCES OF ARTICLE VII, SECTION 18 OF THE FLORIDA CONSTITUTION:

A. APPLICABILITY OF THE MANDATES PROVISION:

None

B. REDUCTION OF REVENUE RAISING AUTHORITY:

None

C. REDUCTION OF STATE TAX SHARED WITH COUNTIES AND MUNICIPALITIES:

None

IV. COMMENTS:

A. CONSTITUTIONAL ISSUES:

None

B. RULE-MAKING AUTHORITY:

The review panel created under the Institute has the authority to create rules to effect implementation of the Act.

C. OTHER COMMENTS:

None

V. AMENDMENTS OR COMMITTEE SUBSTITUTE CHANGES:

On April 10, 2001, the Committee on Colleges and Universities adopted one amendment. The amendment adds the secretary of the Department of Elderly Affairs, or the Secretary's designee to the review panel. The amendment is traveling with the bill.

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VI. SIGNATURES:

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