

Bill No. CS for CS for SB 370

Amendment No. Barcode 681464

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Senator Wise moved the following **amendment to amendment**
(104940):

Senate Amendment (with title amendment)

On page 97, between lines 23 and 24,

insert:

Section 80. Subsection (3) of section 394.4574,
Florida Statutes, is amended to read:

394.4574 Department responsibilities for a mental
health resident who resides in an assisted living facility
that holds a limited mental health license.--

(3) The Secretary of Children and Family Services, in
consultation with the Agency for Health Care Administration,
shall annually require each district administrator to develop
and implement within a specific legislative appropriation for
this purpose, with community input, detailed plans that
demonstrate how the district will ensure the provision of
state-funded mental health and substance abuse treatment
services to residents of assisted living facilities that hold
a limited mental health license. Each district will hold a

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1 publicly announced meeting for input from assisted living
 2 facilities that hold a limited mental health license. The
 3 district will record minutes of the meeting. These plans must
 4 be consistent with the substance abuse and mental health
 5 district plan developed pursuant to s. 394.75 and must address
 6 case management services; access to consumer-operated drop-in
 7 centers; access to services during evenings, weekends, and
 8 holidays; supervision of the clinical needs of the residents;
 9 and access to emergency psychiatric care. The state
 10 headquarters office will hold an annual meeting to review the
 11 district plans and will invite the Florida Assisted Living
 12 Association, the Florida Council for Behavioral Healthcare,
 13 the Florida Psychiatric Society, and the Alliance for the
 14 Mentally Ill.

15 Section 81. Subsection (2) of section 394.74, Florida
 16 Statutes, is amended, present subsections (4) and (5) of that
 17 section are renumbered as subsections (5) and (6),
 18 respectively, and a new subsection (4) is added to that
 19 section to read:

20 394.74 Contracts for provision of local substance
 21 abuse and mental health programs.--

22 (2)(a) Contracts for service shall be consistent with
 23 the approved district plan.

24 (b) Notwithstanding s. 394.76(3)(a) and (c), the
 25 department may use unit cost methods of payment in contracts
 26 for purchasing mental health and substance abuse services. The
 27 unit cost contracting system must account for those patient
 28 fees that are paid on behalf of a specific client and those
 29 that are earned and used by the provider for those services
 30 funded in whole or in part by the department.

31 (c) The department may reimburse actual expenditures

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1 for startup contracts and fixed capital outlay contracts in
2 accordance with contract specifications. The department is
3 authorized to use case rates or per-capita contracts. The
4 contract provider must report persons served and services
5 provided.

6 (4) Within existing statewide or district resources,
7 the department shall:

8 (a) Require that contract funds support individual
9 client treatment or service plans and clinical status.

10 (b) Develop proposed eligibility criteria and
11 associated benefits packages as a part of the 2004 state
12 master plan submitted pursuant to s. 394.75.

13 (c) Promote the use of electronic formats for contract
14 materials, including electronic signatures.

15 (d) Promote the use of web-enabled application
16 software products to simplify and expedite contract data
17 collection and billing.

18 (e) Ensure consumer choice among providers as provider
19 networks are created pursuant to s. 394.9082.

20
21 (Redesignate subsequent sections.)

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23
24 ===== T I T L E A M E N D M E N T =====

25 And the title is amended as follows:

26 On page 107, line 21, after the semicolon,

27
28 insert:

29 amending s. 394.4574, F.S.; requiring publicly
30 announced meetings; specifying additional
31 requirements for district plans; amending s.

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1 394.74, F.S.; authorizing the Department of
2 Children and Family Services to use case rates
3 or per capita contracts in contracting for the
4 provision of services for local substance abuse
5 and mental health programs; specifying
6 additional requirements relating to such
7 contracts;
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