

1                   A bill to be entitled  
2           An act relating to substance abuse and mental  
3           health programs; amending s. 394.4574, F.S.;  
4           requiring district administrators of the  
5           Department of Children and Family Services to  
6           accept community input in the implementation of  
7           plans to ensure the provision of certain  
8           treatment to certain patients; requiring  
9           publicly announced meetings for input from  
10          assisted living facilities that hold limited  
11          mental health licenses; providing for annual  
12          review of district plans; amending s. 394.74,  
13          F.S.; authorizing the Department of Children  
14          and Family Services to use case rates or per  
15          capita contracts in contracting for the  
16          provision of services for local substance abuse  
17          and mental health programs; specifying  
18          additional requirements relating to such  
19          contracts; providing an effective date.  
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21 Be It Enacted by the Legislature of the State of Florida:

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23           Section 1. Subsection (3) of section 394.4574, Florida  
24 Statutes, is amended to read:

25           394.4574 Department responsibilities for a mental  
26 health resident who resides in an assisted living facility  
27 that holds a limited mental health license.--

28           (3) The Secretary of Children and Family Services, in  
29 consultation with the Agency for Health Care Administration,  
30 shall annually require each district administrator to develop  
31 and implement, with community input, detailed plans that

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

19 Section 2. Subsection (2) of section 394.74, Florida  
20 Statutes, is amended, subsections (4) and (5) are renumbered  
21 as subsections (5) and (6), respectively, and a new subsection  
22 (4) is added to said section, to read:

23 394.74 Contracts for provision of local substance  
24 abuse and mental health programs.--

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

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

1 that are earned and used by the provider for those services  
2 funded in whole or in part by the department.

3 (c) The department may reimburse actual expenditures  
4 for startup contracts and fixed capital outlay contracts in  
5 accordance with contract specifications. The department is  
6 authorized to use case rates or per capita contracts. The  
7 contract provider must report persons served and services  
8 provided.

9 (4) Within existing statewide or district resources,  
10 the department shall:

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

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

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

18 (d) Promote the use of web-enabled application  
19 software products to simplify and expedite contract data  
20 collection and billing.

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

23 Section 3. This act shall take effect July 1, 2002.  
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