

Bill No. CS/HB 913, 2nd Eng.

Amendment No.      Barcode 261112

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Senator Sullivan moved the following **amendment to amendment** (732346):

**Senate Amendment (with title amendment)**

On page 82, between lines 13 and 14,

insert:

Section 34. 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 Mental Health Counselor's Association, the Florida  
14 Psychiatric Society, and the Alliance for the Mentally Ill.

15 Section 35. 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 within  
19 provider networks as created pursuant to s. 394.9082.

20  
21 (Redesignate subsequent sections.)

22  
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 89, line 12, 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; requiring that

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