

By the Committee on Health, Aging, and Long-Term Care; and  
Senators Saunders and Bennett

317-1909-03

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A bill to be entitled  
An act relating to care for elderly persons;  
providing a short title; providing legislative  
findings; requiring the Agency for Health Care  
Administration and the Department of Elderly  
Affairs to assist a private, not-for-profit  
organization within a specified county in  
providing services under a federal program  
known as the Program of All-inclusive Care for  
the Elderly; specifying the number of  
enrollees; requiring the Agency for Health Care  
Administration to contract with the private  
organization providing the program under  
specified conditions; providing an effective  
date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Program of all-inclusive care for the  
elderly.--

(1) This section may be cited as the "All-inclusive  
Care for the Elderly Act."

(2) The Legislature finds that:

(a) The establishment of additional sites for the  
Program of All-inclusive Care for the Elderly, as established  
in Pub. L. No. 105-33, should be encouraged in this state as  
one method to enhance the ability of frail and elderly persons  
who are certified as needing placement in a residential  
nursing home to delay the necessity of such placement as long  
as possible.

1           (b) The Program of All-inclusive Care for the Elderly  
2 offers a means to help control state Medicaid costs for  
3 long-term care placements by using Medicare funding to help  
4 finance services that help to delay the need for long-term  
5 care.

6           (c) Lee County and the surrounding counties represent  
7 a large and growing region wherein, due to demographic  
8 characteristics, a significant opportunity exists to assist  
9 elderly persons in maintaining independence outside nursing  
10 homes and wherein the state may reduce Medicaid expenditures  
11 for providing long-term care.

12           (d) Due to the relative newness and comprehensiveness  
13 of the Program of All-inclusive Care for the Elderly, the  
14 Agency for Health Care Administration and the Department of  
15 Elderly Affairs must cooperate with private organizations  
16 interested in providing services under the program.

17           (e) There exists a need to develop a model for hospice  
18 providers to offer nursing home diversion services as part of  
19 the array of end-of-life care and services available to frail  
20 and elderly persons.

21           (3) The Agency for Health Care Administration and the  
22 Department of Elderly Affairs shall assist a private,  
23 not-for-profit organization located in Lee County, which  
24 provides comprehensive services including hospice care for  
25 frail and elderly persons, to gain approval for providing  
26 services under the Program of All-inclusive Care for the  
27 Elderly.

28           (4) By September 30, 2003, the Agency for Health Care  
29 Administration shall approve 50 initial enrollees in the  
30 Program for All-inclusive Care for the Elderly within Lee  
31 County and the surrounding counties and up to 200 enrollees

1 within 2 years, subject to the ability of a private  
2 organization to sufficiently expand capacity for additional  
3 enrollees. Authorization for enrollment levels greater than  
4 200 is subject to documentation of the program effectiveness.

5 (5) By July 1, 2004, and subject to an appropriation,  
6 the Agency for Health Care Administration shall contract with  
7 a private, not-for-profit organization in Lee County, as  
8 specified in subsection (3), to provide services under the  
9 Program of All-inclusive Care for the Elderly in Lee County  
10 and the surrounding counties, subject to federal approval of  
11 the provider application.

12 Section 2. This act shall take effect July 1, 2003.

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14 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN  
15 COMMITTEE SUBSTITUTE FOR  
16 Senate Bill 1112

17 The Committee Substitute no longer requires the Agency for  
18 Health Care Administration to seek a federal waiver under the  
19 Medicaid program to establish a Program of All-inclusive Care  
20 for the Elderly (PACE). The bill revises the date of  
21 implementation from January 1, 2004, to July 1, 2004, and  
22 requires the Agency for Health Care Administration, rather  
23 than the Department of Elderly Affairs to contract with a PACE  
24 provider in Lee County and surrounding counties, subject to  
25 federal approval of the provider application.  
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