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1 A bill to be entitled

2 An act relating to substance abuse services; amending s.
3 394.74, F.S.; authorizing the Department of Children and
4 Family Services to adopt by rule new payment methodologies
5 and to eliminate unit-based methodologies for mental
6 health and substance abuse services; amending s. 394.9082,
7 F.S.; modifying the services for which a managing entity
8 is accountable; establishing data system requirements;
9 providing for establishment of a single managing entity
10 for the delivery of substance abuse services to child
11 protective services recipients in specified districts of
12 the department; providing for a contract; requiring
13 certain information to be kept; providing for a report;
14 amending s. 394.9083, F.S.; directing the department to
15 develop and present to the Legislature an implementation
16 plan with respect to behavioral health services; providing
17 an effective date.

18
19 Be It Enacted by the Legislature of the State of Florida:

20
21 Section 1. Paragraph (b) of subsection (2) of section
22 394.74, Florida Statutes, is amended to read:

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

25 (2)

26 (b) Notwithstanding s. 394.76(3)(a) and (c), the
27 department may implement through administrative rule fee-for-
28 service, prepaid case rate, or prepaid capitation contract
29 payment methodologies to purchase mental health and substance
30 abuse services. Fee-for-service or prepaid capitation mechanisms



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31 may not be implemented without the elimination of the unit cost
 32 method of payment. ~~use unit cost methods of payment in contracts~~
 33 ~~for purchasing mental health and substance abuse services. The~~
 34 ~~unit cost contracting system must account for those patient fees~~
 35 ~~that are paid on behalf of a specific client and those that are~~
 36 ~~earned and used by the provider for those services funded in~~
 37 ~~whole or in part by the department.~~

38 Section 2. Paragraphs (a) and (d) of subsection (4) of
 39 section 394.9082, Florida Statutes, are amended, present
 40 subsection (8) of that section is renumbered as subsection (9),
 41 and a new subsection (8) is added to that section, to read:

42 394.9082 Behavioral health service delivery strategies.--

43 (4) CONTRACT FOR SERVICES.--

44 (a) The Department of Children and Family Services and the
 45 Agency for Health Care Administration may contract for the
 46 provision or management of behavioral health services with a
 47 managing entity in at least two geographic areas. Both the
 48 Department of Children and Family Services and the Agency for
 49 Health Care Administration must contract with the same managing
 50 entity in any distinct geographic area where the strategy
 51 operates. This managing entity shall be accountable at a minimum
 52 for the delivery of all behavioral health services specified and
 53 funded by the department and the agency which are provided to
 54 Medipass recipients ~~for children, adolescents, and adults.~~ The
 55 geographic area must be of sufficient size in population and
 56 have enough public funds for behavioral health services to allow
 57 for flexibility and maximum efficiency. Notwithstanding the
 58 provisions of s. 409.912(3)(b)1. and 2., at least one service
 59 delivery strategy must be in one of the service districts in the
 60 catchment area of G. Pierce Wood Memorial Hospital.



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61 (d) Under both strategies, the Department of Children and
62 Family Services and the Agency for Health Care Administration
63 may:

64 1. Establish benefit packages based on the level of
65 severity of illness and level of client functioning;

66 2. Align and integrate procedure codes, standards, or
67 other requirements if it is jointly determined that these
68 actions will simplify or improve client services and
69 efficiencies in service delivery;

70 3. Use prepaid per capita and prepaid aggregate fixed-sum
71 payment methodologies; ~~and~~

72 4. Modify their current procedure codes to increase
73 clinical flexibility, encourage the use of the most effective
74 interventions, and support rehabilitative activities; ~~and-~~

75 5. Establish or develop data management and reporting
76 systems that promote efficient use of data by the service
77 delivery system. Data management and reporting systems must
78 address the management and clinical care needs of the service
79 providers and managing entities and provide information needed
80 by the department for required state and federal reporting. In
81 order to develop and test the application of new data systems, a
82 strategy implementation area is not required to provide
83 information that matches all current statewide reporting
84 requirements if the strategy's data systems include client
85 demographic, admission, discharge, enrollment, service events,
86 and performance outcome information.

87 (8) EXPANSION IN DISTRICTS 4 AND 12.--The department shall
88 work with community agencies to establish a single managing
89 entity for districts 4 and 12 accountable for the delivery of
90 substance abuse services to child protective services recipients



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91 in the two districts. The purpose of this strategy is to enhance
92 the coordination of substance abuse services with community-
93 based care agencies and the department. The department shall
94 work with affected stakeholders to develop and implement a plan
95 that allows the phase-in of services beginning with the delivery
96 of substance abuse services, with phase-in of subsequent
97 services agreed upon by the managing entity and authorized by
98 the department, providing the necessary technical assistance to
99 assure provider and district readiness for implementation. When
100 a single managing entity is established and meets readiness
101 requirements, the department may enter into a noncompetitive
102 contract with the entity. The department shall maintain detailed
103 information on the methodology used for selection and a
104 justification for the selection. Performance objectives shall be
105 developed which ensure that services that are delivered directly
106 affect and complement the child's permanency plan. During the
107 initial planning and implementation phase of this project, the
108 requirements in subsections (6) and(7) are waived. Considering
109 the critical substance abuse problems experienced by many
110 families in the child protection system, the department shall
111 initiate the implementation of the substance abuse delivery
112 component of this program without delay and furnish status
113 reports to the appropriate substantive committees of the Senate
114 and the House of Representatives no later than February 29,
115 2004, and February 28, 2005. The integration of all services
116 agreed upon by the managing entity and authorized by the
117 department must be completed within 2 years after project
118 initiation. Ongoing monitoring and evaluation of this strategy
119 shall be conducted in accordance with subsection(9).



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120 Section 3. Subsection (2) of section 394.9083, Florida
121 Statutes, is amended to read:

122 394.9083 Behavioral Health Services Integration
123 Workgroup.--

124 (2) Based upon the report provided by the Behavioral
125 Health Services Integration Workgroup as well as the performance
126 of the strategy areas, the department shall, in cooperation with
127 community providers, develop an implementation plan to
128 systematically initiate successful behavioral health service
129 strategies across the state. Implementation and monitoring for a
130 given strategy shall be conducted in accordance with s. 394.9083
131 unless an incremental approach to implementation has been
132 jointly agreed upon in writing by the department and the
133 identified managing entity. The full integration of behavioral
134 health strategies must be addressed in the plan if an
135 incremental approach is proposed. The statewide implementation
136 plan shall be presented to the appropriate substantive
137 committees by February 29, 2004, with a subsequent status report
138 to be provided by February 28, 2005. ~~The Behavioral Health~~
139 ~~Services Integration Workgroup shall submit a report to the~~
140 ~~Governor, the President of the Senate, and the Speaker of the~~
141 ~~House of Representatives by January 1, 2002, regarding the~~
142 ~~Workgroup's progress toward achieving the goals specified in~~
143 ~~subsection (1).~~

144 Section 4. This act shall take effect upon becoming a law.