

FULL ANALYSIS

I. SUBSTANTIVE ANALYSIS

A. DOES THE BILL:

- | | | | |
|--------------------------------------|---|-----------------------------|---|
| 1. Reduce government? | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> | N/A <input type="checkbox"/> |
| 2. Lower taxes? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 3. Expand individual freedom? | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> | N/A <input type="checkbox"/> |
| 4. Increase personal responsibility? | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> | N/A <input type="checkbox"/> |
| 5. Empower families? | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> | N/A <input type="checkbox"/> |

For any principle that received a "no" above, please explain:

B. EFFECT OF PROPOSED CHANGES:

The public community mental health system is funded through a variety of sources including federal block grants, state general revenue, Medicaid Title XIX and Title XXI, local county government, and client fees. State and federal funds are appropriated by the Legislature each year and are designated under specific categories of services. The Department of Children and Family Services is authorized under s. 394.74, F.S., to contract with "any hospital, clinic, laboratory, institution, or other appropriate mental health service provider" when funds are available. Persons needing publicly funded mental health services may choose one of the service providers in their community that is under contract with the department or is an approved Medicaid provider under the Agency for Health Care Administration. Also, persons must meet certain requirements for services under Medicaid Title XIX, Title XXI, or requirements specified in s. 394.674, F.S. The Mental Health Program Office in the department estimates that based on current law, Florida's publicly funded mental health system is currently meeting approximately 21 percent of the treatment needs of children and adolescents and 12 percent of the treatment needs of adults.

In their January 2001 Final Report, the Florida Commission on Mental Health and Substance Abuse recommended that the department promote mental health care policies that increase consumer choice. The Commission recommended the establishment of a pilot project such as the self-directed care model and that the model be evaluated in order to identify creative mental health programs and other consumer-run program alternatives.

The key components of client-directed care include care coordination, client involvement in treatment goals and plans, individualized services, and a strong provider network. Other states have used certain of these concepts in designing successful community-based systems of care for children with serious mental health problems. Wraparound Milwaukee is one example of an integrated, multiservice approach for adolescents with mental health problems. This program was successful in serving delinquent and nondelinquent youth placed in residential treatment centers. Within 90 days of using a client-directed approach to treatment, Wraparound Milwaukee returned 17 of the 25 identified youth with complex mental health problems to the community in either foster homes or with their families.

In 2001, the Legislature enacted Chapter 2001-152, L.O.F., to establish a mental health client-directed and choice-based pilot project in DCF District 4 to provide mental health treatment and support services to adults who have a serious mental illness and to provide for an independent evaluation of the project. It appropriated \$470,000 from DCF's Alcohol, Drug Abuse and Mental Health Trust Fund in fiscal years 2001-2002 and 2002-2003. The pilot expires July 1, 2004.

HB 411 renames the pilot project "Florida Self-Directed Care" and expands the mental health client-directed and choice-based pilot project in DCF District 4 to provide mental health treatment and support

services to children who have a serious mental or emotional disturbance or to children who are at risk of emotional disturbance. This program will allow the client to control the public mental health funds allotted for his or her treatment and to directly purchase the services from the vendor of choice.

The bill specifies that an evaluation be conducted by an independent entity to assess key provisions of the program, including the criteria for selecting child mental health clients.

The program is to be administered by the Institute for Health and Human Services at Florida State University. The Institute program director is authorized to spend necessary funds for client services, program staff, and program evaluation. The bill directs that the purchase of client services is to be conducted pursuant to the adult or child client's self-identified needs. The Institute is to continue development of the program in cooperation with DCF.

The Institute is to provide an annual report to appropriate legislative committees by December 1, which is to include a detailed strategic plan for statewide implementation of the program in collaboration with DCF and the Agency for Health Care Administration.

The bill includes an appropriation of \$470,000 from the DCF Alcohol, Drug Abuse, and Mental Health Trust Fund to the Institute for Health and Human Services at Florida State University, and directs that DCF District 4 shall make available to the program a maximum of \$500,000 of general revenue funds allocated to the district for fiscal year 2003-2004.

The effective date is July 1, 2003.

C. SECTION DIRECTORY:

Section 1: Amends Chapter 2001-152, Laws of Florida; renames the pilot project and expands its coverage to children with serious mental or emotional disturbances and children at risk of emotional disturbance; adds new criteria for evaluation of program; requires that program be administered by Institute for Health and Human Services at Florida State University and provides authority; requires Institute for Health and Human Services at Florida State University to prepare and submit annual report.

Section 2: Provides an appropriation.

Section 3: Provides an effective date.

II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues:

None.

2. Expenditures:

\$470,000 from DCF Alcohol, Drug Abuse, and Mental Health Trust Fund. Please see "Fiscal Comments" below for further discussion.

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues:

None.

2. Expenditures:

None.

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

None.

D. FISCAL COMMENTS:

According to DCF, the proposed funding source for the \$470,000 to the Institute for Health and Human Services at Florida State University (DCF's Alcohol, Drug Abuse, and Mental Health Trust Fund) is not permitted under the terms of the state's federal mental health block grant funds since those funds may not be directly allocated to any entity other than the state mental health authority. In Florida the state mental health authority is the DCF Mental Health Program Office. Further, the \$470,000 does not include costs for statewide implementation of the program.

III. COMMENTS

A. CONSTITUTIONAL ISSUES:

1. Applicability of Municipality/County Mandates Provision:

None.

2. Other:

None.

B. RULE-MAKING AUTHORITY:

No rulemaking authority is granted or revised.

C. DRAFTING ISSUES OR OTHER COMMENTS:

None.

IV. AMENDMENTS/COMMITTEE SUBSTITUTE CHANGES