

By Senator Wise

5-959A-04

1 A bill to be entitled
2 An act relating to specialty behavioral health
3 care providers; requiring the Department of
4 Children and Family Services to establish a
5 demonstration project in District 4 in order to
6 determine the benefits of developing a
7 specialty behavioral health care provider to
8 deliver behavioral health services to persons
9 who reside in an assisted living facility that
10 holds a limited mental health license;
11 requiring the department to select the provider
12 through a competitive bid process; directing
13 the department to create a workgroup to develop
14 the request for proposal; providing for
15 membership on the workgroup; providing for the
16 department to assist the Agency for Health Care
17 Administration in selecting the managed care
18 entity delivering behavioral health care;
19 requiring the department to implement the
20 demonstration project by a specific date;
21 providing for an independent evaluation;
22 requiring that a report be submitted to the
23 Legislature; providing an effective date.

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

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27 Section 1. (1) The Department of Children and Family
28 Services shall establish a demonstration project in District 4
29 for the purpose of determining the benefits of a specialty
30 behavioral health care provider delivering behavioral health
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1 services to persons who reside in an assisted living facility
2 that holds a limited mental health license.

3 (2) The department shall use a competitive bid process
4 to select the private or publicly funded behavioral health
5 care provider that will deliver the services listed in section
6 394.4574, Florida Statutes, and all other state-funded
7 behavioral health care services, including services listed in
8 section 394.4574, Florida Statutes.

9 (3)(a) The department must create a workgroup to
10 develop the request for proposal and recommend the standards,
11 criteria, and array of services that will be included in the
12 procurement document.

13 (b) The workgroup must be composed of not less than 12
14 members. The membership shall include, but need not be limited
15 to:

16 1. Five administrators of assisted living facilities
17 holding a limited mental health license. The five
18 administrators must be selected by members of the National
19 Alliance of the Mentally Ill (NAMI) who represent District 4;

20 2. One person who is a member of the Florida
21 Psychiatric Society, selected by the society;

22 3. One person who is a member of the Florida Council
23 for Behavioral Health, selected by the council;

24 4. One person who is a member of the National Alliance
25 for the Mentally Ill, selected by the alliance;

26 5. One person who is a member of the Florida Hospital
27 Association, selected by the association;

28 6. One person who is a member of the Florida Assisted
29 Living Association, selected by the association;

30 7. One person who is a member of the local advocacy
31 council, selected by the local council; and

1 8. A representative from the Advocacy Center for
2 Persons with Disabilities, selected by the advocacy center.

3 (4) If the Agency for Health Care Administration
4 implements a Medicaid managed care system in District 4, the
5 agency shall authorize the selected behavioral health care
6 provider for the demonstration project to negotiate a
7 capitation rate for the behavioral health care services which
8 reflects the needs and clinical services required to ensure
9 that residents of assisted living facilities that hold a
10 limited mental health license are not displaced or otherwise
11 denied access to medically necessary behavioral health care
12 services as determined by the provider and consistent with the
13 resident's right of access to adequate and appropriate health
14 care under section 400.022, Florida Statutes.

15 (5) The District 4 demonstration project must be
16 implemented by October 1, 2004, and shall continue for not
17 less than 3 years following the date of implementation.

18 (6) The department shall contract for an independent
19 evaluation of the demonstration project. The evaluation must
20 assess the recidivism of patients from the assisted living
21 facility to the inpatient state hospital, patient satisfaction
22 with care, improvements in program competencies and linkages,
23 increased tenure of case management relationships with
24 residents, and implementation of meaningful plans of recovery.
25 Following the evaluation, the department shall prepare a
26 report and submit a copy to the President of the Senate and
27 the Speaker of the House of Representatives by January 1,
28 2007.

29 Section 2. This act shall take effect July 1, 2004.
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SENATE SUMMARY

Requires the Department of Children and Family Services to establish a demonstration project in District 4 to determine the benefits of developing a specialty behavioral health care provider to deliver behavioral health services to persons who reside in an assisted living facility that holds a limited mental health license. Requires the department to select the provider through a competitive bid process. Directs the department to create a workgroup to develop the request for proposal. Provides for membership on the workgroup. Directs the department to assist the Agency for Health Care Administration in selecting the managed care entity delivering behavioral health care. Requires the department to implement the demonstration project by a specific date. Provides for an independent evaluation and for a report to be prepared and distributed to specified persons by a certain date.