

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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1 Representative Murman offered the following:

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3 **Amendment (with title amendment)**

4 Remove lines 6456-6469 and insert:

5 Section 115. (1) In the Department of Children and Family
6 Services' Economic Self-Sufficiency Services program, the
7 department may provide its eligibility determination functions
8 either with department staff or through contract with at least
9 two private vendors or with a combination of at least one
10 private vendor and department employees, with the following
11 restrictions:

12 (a) With the exception of information technology, no
13 contract with a private vendor shall be for a geographic area
14 larger than a combined seven districts or combined three zones
15 without the prior approval of the Legislative Budget Commission;
16 and

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17 (b) Department employees must provide the functions in at
18 least one zone or combined three districts of the state if their
19 proposed cost is competitive with private vendors.

20 (2) This section shall take effect upon this act becoming
21 a law.

22 Section 116. Subsection (13) of section 409.906, Florida
23 Statutes, is amended to read:

24 409.906 Optional Medicaid services.--Subject to specific
25 appropriations, the agency may make payments for services which
26 are optional to the state under Title XIX of the Social Security
27 Act and are furnished by Medicaid providers to recipients who
28 are determined to be eligible on the dates on which the services
29 were provided. Any optional service that is provided shall be
30 provided only when medically necessary and in accordance with
31 state and federal law. Optional services rendered by providers
32 in mobile units to Medicaid recipients may be restricted or
33 prohibited by the agency. Nothing in this section shall be
34 construed to prevent or limit the agency from adjusting fees,
35 reimbursement rates, lengths of stay, number of visits, or
36 number of services, or making any other adjustments necessary to
37 comply with the availability of moneys and any limitations or
38 directions provided for in the General Appropriations Act or
39 chapter 216. If necessary to safeguard the state's systems of
40 providing services to elderly and disabled persons and subject
41 to the notice and review provisions of s. 216.177, the Governor
42 may direct the Agency for Health Care Administration to amend
43 the Medicaid state plan to delete the optional Medicaid service

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44 known as "Intermediate Care Facilities for the Developmentally
45 Disabled." Optional services may include:

46 (13) HOME AND COMMUNITY-BASED SERVICES.--The agency may
47 pay for home-based or community-based services that are rendered
48 to a recipient in accordance with a federally approved waiver
49 program. The agency may limit or eliminate coverage for certain
50 ~~Project AIDS Care Waiver~~ services, preauthorize high-cost or
51 highly utilized services, or make any other adjustments
52 necessary to comply with any limitations or directions provided
53 for in the General Appropriations Act. If at any time, based
54 upon an analysis by the agency, the cost of waiver services are
55 expected to exceed the appropriated amount, the agency may
56 implement any adjustment, including provider rate reductions,
57 within 30 days in order to remain within the appropriation.

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59 ===== T I T L E A M E N D M E N T =====

60 Between lines 298 and 299, insert:
61 amending s. 409.906, F.S.; authorizing the Agency for Health
62 Care Administration to implement adjustments in certain
63 circumstances;