

CONFERENCE COMMITTEE AMENDMENT

Bill No. HB 1863

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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1 The Conference Committee on HB 1863 offered the following:

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3 **Conference Committee Amendment (with title amendment)**

4 Remove everything after the enacting clause and insert:

5 Section 1. Section 216.341, Florida Statutes, is
6 renumbered as section 216.2625, Florida Statutes, and amended to
7 read:

8 216.2625 ~~216.341~~ Disbursement of Department of Health
9 ~~county health department~~ trust funds; appropriation of
10 authorized positions.--

11 (1) Funds from the County Health Department Trust Fund
12 ~~County health department trust funds~~ may be expended by the
13 Department of Health for the respective county health
14 departments in accordance with budgets and plans agreed upon by
15 the county authorities of each county and the Department of
16 Health.

063377

CONFERENCE COMMITTEE AMENDMENT

Bill No. HB 1863

Amendment No. (for drafter's use only)

17 (2) The requirement limitations on appropriations provided
18 in s. 216.262(1) that the total number of authorized positions
19 must be appropriated shall not apply to Department of Health
20 positions funded by:

21 (a) The County Health Department Trust Fund; or County
22 health department trust funds

23 (b) The United States Trust Fund.

24 Section 2. Paragraph (k) of subsection (2) of section
25 381.0066, Florida Statutes, is amended to read:

26 381.0066 Onsite sewage treatment and disposal systems;
27 fees.--

28 (2) The minimum fees in the following fee schedule apply
29 until changed by rule by the department within the following
30 limits:

31 (k) Research: An additional \$5 fee shall be added to each
32 new system construction permit issued ~~during fiscal years 1996-~~
33 ~~2004~~ to be used to fund ~~for~~ onsite sewage treatment and disposal
34 system research, demonstration, and training projects. Five
35 dollars from any repair permit fee collected under this section
36 shall be used for funding the hands-on training centers
37 described in s. 381.0065(3)(j).

38
39 The funds collected pursuant to this subsection must be
40 deposited in a trust fund administered by the department, to be
41 used for the purposes stated in this section and ss. 381.0065
42 and 381.00655.

43 Section 3. Subsection (2) and paragraph (g) of subsection
44 (3) of section 383.14, Florida Statutes, are amended, and

063377

CONFERENCE COMMITTEE AMENDMENT

Bill No. HB 1863

Amendment No. (for drafter's use only)

45 paragraph (h) is added to subsection (3) of said section, to
46 read:

47 383.14 Screening for metabolic disorders, other hereditary
48 and congenital disorders, and environmental risk factors.--

49 (2) RULES.--After consultation with the Genetics and
50 Infant Screening Advisory Council, the department shall adopt
51 and enforce rules requiring that every infant born in this state
52 shall, prior to becoming 2 weeks of age, be subjected to a test
53 for phenylketonuria and, at the appropriate age, be tested for
54 such other metabolic diseases and hereditary or congenital
55 disorders as the department may deem necessary from time to
56 time. After consultation with the State Coordinating Council for
57 School Readiness Programs, the department shall also adopt and
58 enforce rules requiring every infant born in this state to be
59 screened for environmental risk factors that place children and
60 their families at risk for increased morbidity, mortality, and
61 other negative outcomes. The department shall adopt such
62 additional rules as are found necessary for the administration
63 of this section and s. 383.145, including rules providing
64 definitions of terms, rules relating to the methods used and
65 time or times for testing as accepted medical practice
66 indicates, rules relating to charging and collecting fees for
67 the administration of the newborn screening program ~~screenings~~
68 authorized by this section, and rules requiring mandatory
69 reporting of the results of tests and screenings for these
70 conditions to the department.

063377

CONFERENCE COMMITTEE AMENDMENT

Bill No. HB 1863

Amendment No. (for drafter's use only)

71 (3) DEPARTMENT OF HEALTH; POWERS AND DUTIES.--The
72 department shall administer and provide certain services to
73 implement the provisions of this section and shall:

74 (g) Have the authority to charge and collect fees for the
75 administration of the newborn screening program ~~screenings~~
76 authorized in this section, as follows:

77 1. A fee not to exceed \$15 ~~of \$20~~ will be charged for each
78 live birth, as recorded by the Office of Vital Statistics,
79 occurring in a hospital licensed under part I of chapter 395 or
80 a birth center licensed under s. 383.305, ~~up to 3,000 live~~
81 ~~births per licensed hospital per year or over 60 births per~~
82 ~~birth center~~ per year. The department shall calculate the annual
83 assessment for each hospital and birth center, and this
84 assessment must be paid in equal amounts quarterly. Quarterly,
85 the department shall generate and mail to each hospital and
86 birth center a statement of the amount due.

87 2. As part of the department's legislative budget request
88 prepared pursuant to chapter 216, the department shall submit a
89 certification by the department's inspector general, or the
90 director of auditing within the inspector general's office, of
91 the annual costs of the uniform testing and reporting procedures
92 of the infant screening program. In certifying the annual costs,
93 the department's inspector general or the director of auditing
94 within the inspector general's office shall calculate the direct
95 costs of the uniform testing and reporting procedures, including
96 applicable administrative costs. Administrative costs shall be
97 limited to those department costs which are reasonably and
98 directly associated with the administration of the uniform

063377

CONFERENCE COMMITTEE AMENDMENT

Bill No. HB 1863

Amendment No. (for drafter's use only)

99 testing and reporting procedures of the infant screening
100 program.

101 (h) Have the authority to bill third-party payors for
102 newborn screening tests.

103
104 All provisions of this subsection must be coordinated with the
105 provisions and plans established under this chapter, chapter
106 411, and Pub. L. No. 99-457.

107 Section 4. Paragraph (a) of subsection (2) and subsection
108 (6) of section 385.207, Florida Statutes, are amended, and
109 subsection (7) is added to said section, to read:

110 385.207 Care and assistance of persons with epilepsy;
111 establishment of programs in epilepsy control.--

112 (2) The Department of Health shall:

113 (a) Establish within the office of the Deputy State Health
114 Officer ~~Assistant Secretary for Health~~ a program for the care
115 and assistance of persons with epilepsy and promote and assist
116 in the continued development and expansion of programs for the
117 case management, diagnosis, care, and treatment of such persons,
118 including required pharmaceuticals, medical procedures, and
119 techniques which will have a positive effect in the care and
120 treatment of persons with epilepsy.

121 (6) ~~For the 2003-2004 fiscal year only,~~ Funds in the
122 Epilepsy Services Trust Fund may be appropriated for epilepsy
123 case management services. ~~This subsection expires July 1, 2004.~~

124 (7) The department shall limit total administrative
125 expenditures from the Epilepsy Services Trust Fund to 5 percent
126 of annual receipts.

063377

Amendment No. (for drafter's use only)

127 Section 5. Section 391.310, Florida Statutes, is created
128 to read:

129 391.310 Florida Infants and Toddlers Early Intervention
130 Program.--The Department of Health is authorized to implement
131 and administer part C of the federal Individuals with
132 Disabilities Education Act, which shall be known as the "Florida
133 Infants and Toddlers Early Intervention Program." The
134 department, jointly with the Department of Education, shall
135 prepare annually a grant application to the United States
136 Department of Education for funding for early intervention
137 services for infants and toddlers with disabilities, ages birth
138 through 36 months, and their families pursuant to part C of the
139 federal Individuals with Disabilities Education Act.

140 Section 6. Subsection (3) of section 464.0195, Florida
141 Statutes, is amended to read:

142 464.0195 Florida Center for Nursing; goals.--

143 (3) The Board of Nursing shall include on its initial and
144 renewal application forms a question asking the nurse to
145 voluntarily contribute to funding the Florida Center for Nursing
146 in addition to paying the fees imposed at the time of licensure
147 and licensure renewal. Revenues collected from nurses over and
148 above the required fees shall be transferred from the Medical
149 Quality Assurance Trust Fund to deposited in the Florida Center
150 for Nursing Trust Fund and shall be used solely to support and
151 maintain the goals and functions of the center.

152 Section 7. This act shall take effect July 1, 2004.

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

063377

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155 Remove the entire title and insert:
156 A bill to be entitled
157 An act relating to health; amending and renumbering s.
158 216.341, F.S.; exempting Department of Health positions
159 funded by certain trust funds from certain authorization
160 provisions; amending s. 381.0066, F.S.; extending the
161 period for a certain additional fee for purposes of
162 research on onsite sewage treatment and disposal systems;
163 amending s. 383.14, F.S.; authorizing the adoption of
164 rules relating to the newborn screening program; revising
165 a fee; providing authority to bill third-party payors for
166 newborn screening tests; amending s. 385.207, F.S.;
167 correcting the name of a certain official; continuing use
168 of the Epilepsy Services Trust Fund for epilepsy case
169 management services; limiting administrative expenditure
170 from the fund; creating s. 391.310, F.S.; creating the
171 Florida Infants and Toddlers Early Intervention Program;
172 requiring the Department of Health to work with other
173 agencies to implement a certain federal program; amending
174 s. 464.0195, F.S.; providing that revenues collected from
175 nurses in excess of required fees be transferred to a
176 specified trust fund; providing an effective date.

063377