

By Senators Rich and Dawson

34-1139A-05

See HB 493

1 A bill to be entitled

2 An act relating to mental health care services;

3 creating s. 409.91225, F.S.; directing the

4 Agency for Health Care Administration, in

5 cooperation with the Department of Children and

6 Family Services, to develop a pilot program in

7 district 10 for a mental health care provider

8 service network to deliver mental health care

9 services as a form of managed care under the

10 MediPass program; providing legislative intent;

11 providing powers, duties, and responsibilities

12 of the agency under the program; directing the

13 agency to determine the medical and financial

14 eligibility standards for individuals seeking

15 services from the program and the criteria for

16 mental health care providers to participate in

17 the program; providing for agreements with

18 other governmental programs and institutions;

19 providing for oversight; providing rulemaking

20 authority; requiring a report to the Governor

21 and Legislature; providing an effective date.

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

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25 Section 1. Section 409.91225, Florida Statutes, is

26 created to read:

27 409.91225 Mental Health Care Provider Service Network

28 pilot program.--

29 (1) The Agency for Health Care Administration, in

30 cooperation with the Department of Children and Family

31 Services, shall develop a pilot program in the department's

1 service district 10 to deliver mental health care services as
2 a form of managed care under the MediPass program.

3 (2) The Legislature intends that the Mental Health
4 Care Provider Service Network pilot program:

5 (a) Provide to persons with mental health care needs a
6 family-centered, comprehensive, and coordinated managed system
7 of mental health care.

8 (b) Provide essential preventive, evaluative, and
9 early intervention services for persons at risk for or having
10 mental health care needs in order to prevent or reduce the
11 occurrence, severity, duration, and disabling aspects of
12 mental, emotional, and behavioral disorders.

13 (3) The Agency for Health Care Administration shall
14 have the following powers, duties, and responsibilities with
15 respect to the Mental Health Care Provider Service Network
16 pilot program:

17 (a) To provide or contract for the provision of mental
18 health care services to eligible individuals.

19 (b) To determine the medical and financial eligibility
20 standards for the program and to determine the medical and
21 financial eligibility of individuals seeking mental health
22 care services from the program.

23 (c) To recommend priorities for the implementation of
24 comprehensive plans and budgets.

25 (d) To coordinate a comprehensive delivery system for
26 eligible individuals to take maximum advantage of all
27 available funds.

28 (e) To promote, establish, and coordinate programs
29 relating to mental health care services in cooperation with
30 other public and private agencies and to coordinate funding of
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- 1 mental health care programs with federal, state, or local
2 mental health care funding mechanisms.
- 3 (f) To initiate, coordinate, and request review of
4 applications to federal and state agencies for funds,
5 services, or commodities relating to mental health care
6 programs.
- 7 (g) To sponsor or promote grants for projects,
8 programs, educational activities, or research in the field of
9 mental health care, with an emphasis on early diagnosis and
10 treatment.
- 11 (h) To oversee and operate the program.
- 12 (i) To establish reimbursement mechanisms for the
13 program.
- 14 (j) To establish program standards and credentialing
15 requirements for mental health care providers and mental
16 health care services.
- 17 (k) To monitor the provision of mental health care
18 services in the program, including the utilization and quality
19 of mental health care services.
- 20 (l) To establish and operate a grievance resolution
21 process for participants and mental health care providers.
- 22 (m) To maintain integrity in the program.
- 23 (n) To establish the criteria to designate mental
24 health care providers to participate in the program. The
25 agency shall follow, whenever available, national guidelines
26 for selecting mental health care providers.
- 27 (o) To establish mental health care provider
28 agreements for participation in the program.
- 29 (p) To require that all mental health care providers
30 under contract with the program be duly licensed in the state,
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1 if such licensure is available, and meet other criteria as may
2 be established by the agency.

3 (q) To initiate agreements with other state or local
4 governmental programs or institutions for the coordination of
5 mental health care to eligible individuals receiving services
6 from such programs or institutions.

7 (r) To operate a system to oversee the activities of
8 program participants, mental health care providers, and their
9 representatives in order to prevent fraudulent or abusive
10 behavior, overutilization or duplicative utilization, and
11 neglect of participants and to recover overpayments as
12 appropriate. For the purposes of this paragraph, the terms
13 "abuse" and "fraud" have the meanings provided in s. 409.913.

14 The agency shall refer incidents of suspected fraud, abuse,
15 and overutilization and duplicative utilization to the
16 appropriate regulatory agency.

17 (4) The Agency for Health Care Administration shall
18 adopt rules pursuant to ss. 120.536(1) and 120.54 to implement
19 and administer the Mental Health Care Provider Service Network
20 pilot program as provided in this section.

21 Section 2. The Agency for Health Care Administration
22 shall prepare an evaluation of the Mental Health Care Provider
23 Service Network pilot program created under section 409.91225,
24 Florida Statutes, including recommendations for the future of
25 the program, and submit the report to the Governor, the
26 President of the Senate, and the Speaker of the House of
27 Representatives before the convening of the next regular
28 session of the Legislature.

29 Section 3. This act shall take effect July 1, 2005.
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