

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Aubuchon offered the following:

2  
3 **Amendment (with title amendment)**

4 Between lines 17 and 18, insert:

5  
6 Section 1. Section 287.0576, Florida Statutes, is created  
7 to read:

8 287.0576 Contracts for health and human services.--The  
9 Department of Children and Family Services, the Department of  
10 Health, the Agency for Persons with Disabilities, the Agency for  
11 Health Care Administration, and the Department of Juvenile  
12 Justice shall identify and implement changes that improve  
13 efficiency in health and human services contract administration.  
14 To assist with that goal, each agency shall adopt the following  
15 policies:

16 (1) Limit administrative monitoring to once every 3 years

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17 if the contracted provider is accredited by the Joint Commission  
18 on the Accreditation of Healthcare Organizations, the Commission  
19 on Accreditation of Rehabilitation Facilities, or the Council on  
20 Accreditation. By accepting the survey or inspection of an  
21 accrediting organization, the department or agency does not  
22 forfeit its right to monitor in order to ensure that services  
23 for which the department or agency is paying are provided. The  
24 department or agency may investigate complaints or suspected  
25 problems and monitor the provider's compliance with negotiated  
26 terms and conditions, including provisions relating to consent  
27 decrees, which are unique to a specific contract and are not  
28 statements of general applicability. The department or agency  
29 may also monitor compliance with federal and state laws, federal  
30 regulations, or state rules if such monitoring does not  
31 duplicate the accrediting organization's review pursuant to  
32 accreditation standards. Medicaid provider agreements are  
33 excluded from the provisions of this subsection.

34 (2) Allow private-sector development and implementation of  
35 an Internet-based, secure consolidated data warehouse and  
36 archive for maintaining corporate, fiscal, and administrative  
37 records of child welfare provider contracts. Providers must  
38 ensure that the data is up to date and accessible to contracting  
39 state agencies and the contracting providers. State agencies  
40 that contract with health and human services providers must use  
41 the data warehouse for document requests. If information is not  
42 current or is unavailable on the provider's Internet-based data  
43 warehouse and archive, the state agency may contact the provider  
44 directly. At a minimum, the records must include:

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- 45        (a) Articles of incorporation.  
46        (b) Bylaws.  
47        (c) Governing board and committee minutes.  
48        (d) Financial audits.  
49        (e) Expenditure reports.  
50        (f) Compliance audits.  
51        (g) Organizational charts.  
52        (h) Staff resumes.  
53        (i) Governing board membership information.  
54        (j) Human resource policies and procedures.

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57                    **T I T L E   A M E N D M E N T**

58        Remove lines 2-3 and insert:

59        An act relating to health and human services contracts;  
60        creating s. 287.0576, F.S.; requiring the Departments of  
61        Children and Family Services, Health, and Juvenile Justice  
62        and the Agencies for Persons with Disabilities and Health  
63        Care Administration to adopt certain policies relating to  
64        the monitoring of provider contracts and access to  
65        provider data; providing an exception; amending s.  
66        409.1671, F.S.; providing funding

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