

**FOR CONSIDERATION By** the Committee on Appropriations

576-02516A-13

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1                   A bill to be entitled  
2           An act relating to Department of Children and  
3           Families; amending s. 394.9082, F.S.; providing for  
4           the carrying forward, expenditure, and return of  
5           unexpended funds paid to entities contracting with the  
6           department to manage the delivery of behavioral health  
7           services; amending s. 409.16713, F.S.; revising  
8           recurring core services funding for community-based  
9           care lead agencies; providing an effective date.

10  
11 Be It Enacted by the Legislature of the State of Florida:

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13           Section 1. Present subsections (9) and (10) of section  
14           394.9082, Florida Statutes, are renumbered as subsections (10)  
15           and (11), respectively, and new subsection (9) is added to that  
16           section, to read:

17           394.9082 Behavioral health managing entities.—

18           (9) FUNDING FOR MANAGING ENTITIES.—

19           (a) A contract established between the department and a  
20 managing entity under this section shall be funded by general  
21 revenue, other applicable state funds, or applicable federal  
22 funding sources. A managing entity may carry forward documented  
23 unexpended state funds from one fiscal year to the next;  
24 however, the cumulative amount carried forward may not exceed 8  
25 percent of the total contract. Any unexpended state funds in  
26 excess of that percentage must be returned to the department.  
27 The funds carried forward may not be used in a way that would  
28 create increased recurring future obligations or for any program  
29 or service that is not currently authorized under the existing

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30 contract with the department. Expenditures of funds carried  
31 forward must be separately reported to the department. Any  
32 unexpended funds that remain at the end of the contract period  
33 shall be returned to the department. Funds carried forward may  
34 be retained through contract renewals and new procurements as  
35 long as the same managing entity is retained by the department.

36 (b) The method of payment for a fixed-price contract with a  
37 managing entity must provide for a 2-month advance payment at  
38 the beginning of each fiscal year and equal monthly payments  
39 thereafter.

40 Section 2. Subsections (3) and (4) of section 409.16713,  
41 Florida Statutes, are amended to read:

42 409.16713 Allocation of funds for community-based care lead  
43 agencies.—

44 (3) Beginning in the 2013-2014 ~~2011-2012~~ state fiscal year,  
45 90 ~~75~~ percent of the recurring core services funding for each  
46 community-based care lead agency shall be based on the prior  
47 year recurring base of core services funds and 10 ~~25~~ percent  
48 shall be based on the equity allocation model.

49 (4) Unless otherwise specified in the General  
50 Appropriations Act ~~For the 2011-2012 state fiscal year~~, any new  
51 core services funds shall be allocated based on the equity  
52 allocation model. Such allocations must ~~shall~~ be proportional to  
53 the proportion of funding based on the equity model and  
54 allocated only to the community-based care lead agency contracts  
55 if ~~where~~ the current funding proportion is less than the  
56 proportion of funding based on the equity model.

57 Section 3. This act shall take effect July 1, 2013.