



LEGISLATIVE ACTION

Senate	.	House
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Floor: WD	.	
04/29/2013 10:46 AM	.	
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Senator Gibson moved the following:

**Senate Amendment (with title amendment)**

Delete lines 650 - 666  
and insert:  
must be updated at least annually.

(3) The department shall include in contracts with managing entities and mental health services providers provisions that require the provider to assign a case manager; provide emergency psychiatric care; establish a detailed protocol for the supervision of the clinical needs of the residents; provide services during evenings, weekends, and holidays; prepare a community living support plan; execute a cooperative agreement before providing services; and implement the requirements of



14 this section for state-funded residents that reside in an  
15 assisted living facility that holds a limited mental health  
16 license. The department shall establish and impose contract  
17 penalties for managing entities and mental health service  
18 providers under contract with the department that do not comply  
19 with this section. The department shall adopt rules relating to  
20 procedures and penalties to administer this section.

21 (4) The Agency for Health Care Administration shall include  
22 in contracts with Medicaid reform plans, prepaid mental health  
23 plans, and managed care contract providers a requirement that  
24 residents have an assigned mental health case manager; have  
25 services during evenings, weekends, and holidays; have emergency  
26 psychiatric care when needed; and have a detailed protocol that  
27 explains how the provider will ensure appropriate supervision of  
28 the clinical needs of Medicaid-eligible individuals that reside  
29 in an assisted living facility that holds a limited mental  
30 health license. The agency shall impose penalties for managed  
31 care organizations that do not comply with this section. The  
32 agency shall adopt rules relating to procedures and penalties to  
33 administer this section.

34 (5) The department shall enter into an interagency  
35 agreement with the Agency for Health Care Administration that  
36 delineates their respective responsibilities and procedures for  
37 enforcing the requirements of this section relating to  
38 regulatory oversight and the needs of mental health residents  
39 that reside in assisted living facilities and contracted mental  
40 health providers.

41 (6)~~(3)~~ The Secretary of Children and Family Services, in  
42



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

44 And the title is amended as follows:

45 Delete lines 32 - 48

46 and insert:

47 mental health resident's admission; requiring the  
48 Department of Children and Families to include  
49 specific provisions relating to the protection of  
50 residents in contracts with managing entities and  
51 mental health services providers; requiring the Agency  
52 for Health Care Administration to include specific  
53 provisions relating to the protection of residents in  
54 contracts with certain Medicaid plans, mental health  
55 plans, and managed care contract providers; requiring  
56 the department and the agency to enter into an  
57 interagency agreement relating to their respective  
58 responsibilities and procedures to enforce provisions  
59 relating to mental health residents in regulated  
60 facilities; amending s. 394.741, F.S.; revising