



948500

LEGISLATIVE ACTION

Senate	.	House
Comm: FAV	.	
04/03/2015	.	
	.	
	.	
	.	

The Committee on Children, Families, and Elder Affairs (Garcia) recommended the following:

Senate Amendment

Delete lines 342 - 384
and insert:

(c) The contract with each managing entity must be performance-based and contain specific results, measureable performance standards and timelines, and identify penalties for failure to timely plan and implement a regional, coordinated care organization, to meet other specific performance standards, including financial management, or other contractual



948500

11 requirements. The contract must have a schedule of penalties
12 scaled to the nature and significance of the managing entity's
13 failure to perform. Such penalties may include, but are not
14 limited to, a corrective action plan, liquidated damages, or
15 termination of the contract. The contract must provide a
16 reasonable opportunity for managing entities to implement
17 corrective actions, but must require progress toward achievement
18 of the performance standards identified in paragraph (e)
19 ~~Contracting and payment mechanisms for services must promote~~
20 ~~clinical and financial flexibility and responsiveness and must~~
21 ~~allow different categorical funds to be integrated at the point~~
22 ~~of service. The plan for coordination and integration of~~
23 services required by subsection (3) shall be developed based on
24 ~~contracted service array must be determined by using public~~
25 input and, needs assessment, and must incorporate promising,
26 ~~evidence-based and promising best practice models. The~~
27 ~~department may employ care management methodologies, prepaid~~
28 ~~capitation, and case rate or other methods of payment which~~
29 ~~promote flexibility, efficiency, and accountability.~~

30 (d) The department shall establish a 3-year performance-
31 based contract with each managing entity by July 1, 2017. For
32 managing entities selected after the effective date of this act,
33 the department shall use a performance-based contract that meets
34 the requirements of this section. For managing entities with
35 contracts subject to renewal on or before July 1, 2015, the
36 department may renew, or if available, extend a contract under
37 s. 287.057(12), but contracts with such managing entities must
38 meet the requirements of this section by July 1, 2017.

39 (e) If the department terminates a contract with a managing



948500

40 entity due to failure to establish a coordinated care
41 organization or meet other contractual requirements, the
42 department must issue an invitation to negotiate in order to
43 select a new managing entity. The new managing entity must be
44 either a managing entity in another region, a Medicaid managed
45 care organization operating in the same region, or a behavioral
46 health specialty managed care organization established pursuant
47 to part IV of chapter 409. The