

Appropriations Conference

Criminal & Civil Justice

General Government/Natural Resources/Government Operations

Health & Human Services/Health Care/Human Services/Healthy Seniors

**May 3, 2009
9:00 a.m.
412 Knott Building**

Health and Human Services Appropriations/Healthy Seniors
Conference Bumps
May 1, 2009

Senate	House
<p>ELDER AFFAIRS, DEPT OF</p> <p>Specific Appropriation 380 03 65100400 100547 G/A-COMMUNITY CARE/ELDERLY</p> <p>From the funds in Specific Appropriation *****, the department is authorized to conduct a demonstration project using wireless sensor and two-way audio/visual communications technology monitoring designed to prevent institutionalization by offering eligible seniors an opportunity to remain independent and ensure their safety through the provision of cost effective services provided by highly trained, qualified telecaregivers. In accordance with the provisions found in section 430.205(3), Florida Statutes, the department shall evaluate and report on the cost-avoidance of such demonstration project, the ability of the project to reduce the rate of placement of functionally impaired elderly persons in institutions, and the impact of the project on the use of institutional services and facilities.</p>	

HEALTH CARE / HEALTH AND HUMAN SERVICES

SIDE-BY-SIDE PROVISIO

FUNDING INFORMATION		PROVISIONS	
1	AGENCY FOR HEALTH CARE ADMINISTRATION 03 68200000 2100010 TRC - DMS		
	1 From funds in Specific Appropriation *****, the Agency for Health Care Administration shall submit a plan by October 1, 2009, to the Southwood Shared Resource Center (SSRC), Agency for Enterprise Information Technology, Executive Office of the Governor, the chair of the Senate Policy and Steering Committee on Ways and Means, and the chair of the House Full Appropriations Council on General Government & Health Care, providing for the efficient transfer of all data center service resources allocated to data center functions within the agency to the SSRC, pursuant to Section 17, Chapter 2008-116, Laws of Florida.		BUMP
	03 68500200 000000 EXECUTIVE DIR/SUPPORT SVCS		
	2 The agency is authorized to contract on a contingency fee basis for post-audit claims analyses to identify and recover overpayments for the Medicaid program. The state may pay the contractor a rate based on recoveries. The agency shall receive approval from the Centers for Medicare and Medicaid prior to entering into a contractual relationship.		BUMP
	03 68501400 100062 ADULT VISION/HEARING SVCS		
3		Funds in Specific Appropriation ***** reflect a reduction of \$18,778 from the General Revenue Fund, \$39,252 from the Medical Care Trust Fund, and \$1,358 from the Refugee Assistance Trust Fund to reflect a policy to limit eyeglass frames for adult recipients to one pair every two years and to limit lenses for adult recipients to one pair every 365 days, effective January 1, 2010.	BUMP
4	03 68501400 100616 COMMUNITY MENTAL HEALTH SV	The agency is authorized to seek Medicaid waiver approval to include mental health services for juveniles in the evidence based redirection program at the Department of Juvenile Justice. The agency is authorized to work with the Department of Juvenile Justice to develop a match program to fund Medicaid specialized mental health services using existing funding within the Department of Juvenile Justice.	BUMP
5	03 68501400 101561 HOME HEALTH SERVICES	The Agency for Health Care Administration is authorized to competitively procure a statewide managed disposable incontinence medical supply program in order to maximize efficiencies and savings in the Medicaid program. This program may cover both Medicaid state plan recipients as well as recipients enrolled in Home and Community-Based Services Waivers. The contract for these services must be awarded by December 1, 2009. The agency shall ensure that any contract awarded through this procurement provides for a minimum ten percent cost savings. The agency is authorized to seek any	BUMP

HEALTH CARE / HEALTH AND HUMAN SERVICES

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	federal Medicaid waivers necessary to implement this provision.	agency is authorized to seek any federal Medicaid waivers or state plan amendments necessary to implement this provision.	
6	03 68501400 101585 FREESTANDING DIALYSIS CTRS	Funds in Specific Appropriation ***** are for the inclusion of freestanding dialysis clinics in the Medicaid program. The agency shall limit payment to \$95.00 per visit for each dialysis treatment. Freestanding dialysis facilities may obtain, administer and submit claims directly to the Medicaid program for End-Stage Renal Disease pharmaceuticals subject to coverage and limitations policy. All pharmaceutical claims for this purpose must include National Drug Codes (NDC) to permit the invoicing for federal and/or state supplemental rebates from manufacturers. Claims for drug products that do not include National Drug Code information are not payable by Florida Medicaid unless the drug product is exempt from federal rebate requirements.	BUMP
7	03 68501400 102673 PREPAID HEALTH PLANS	From the funds appropriated in Specific Appropriation *****, the agency is authorized to provide Medicaid children enrolled in the Medicaid Prepaid Dental Health Program in Miami-Dade County with a choice of at least two licensed managed care dental providers, who shall have experience in providing dental care to Medicaid or Title XXI enrollees, and who meet all standards and requirements of the agency.	BUMP
8	03 68501500 101554 HOME & COMMUNITY BASED SVC From the funds in Specific Appropriations ***** and 216, the agency is authorized to seek approval from the federal Centers for Medicare and Medicaid Services (CMS) to add wireless sensor and two-way audio/visual communication technology monitoring as an approved waiver service designed to reduce long term care costs and prevent institutionalization of functionally impaired seniors by offering qualified individuals an opportunity to remain independent and ensure their safety through the provision of services by highly trained, qualified telecaregivers. The agency shall coordinate with the Department of Elder Affairs on implementation activities following CMS approval.		BUMP
9	03 68501500 101649 ICF/DD COMMUNITY ICF/DD DISPARITY ISSUE		BUMP

Appropriations Conference Committee on Health and Human Services/Health Care Proviso

Bumped Issues

1. Low Income Pool Allocation Methodology

**Senate Proposal
Issue Bumped**

The Agency for Healthcare Administration shall contract with an independent consultant to prepare recommendations on financing and distribution of funds for the low-income pool, disproportionate share hospital program and adjustments to inpatient rates, rebase rates or otherwise exempt hospitals for fiscal year 2010-2011. The selected contractor shall not provide any services to any recipient of these funds while under contract with the State or during fiscal year 2010-1011. The contractor shall monitor the LIP Council process and report findings and recommendations, including a detailed analysis by entity that presents an equitable approach for the financing and distribution of these funds. The findings and recommendations shall be submitted to the Governor and the Legislature within 15 days after the Low Income Pool Council's recommendations are submitted for fiscal year 2010-2011.

2. Low Income Pool – Fiscal Year 2010-2011

**Senate/House Proposal
Issue Bumped**

The agency shall, by October 1, 2009, submit a request to the federal Centers for Medicare and Medicaid Services to modify the Special Terms and Conditions related to Florida's Medicaid Reform Section 1115 Demonstration waiver. This amendment shall be designed with sufficient justification and reasonable performance requirements to enable Florida to earn the full allocation of \$1.0 billion of Low Income Pool funding in Fiscal Year 2010-11.

Appropriations Conference Committee on Health and Human Services/Health Care Proviso

3. Oncological Clinical Trial Study

House Proposal
Issue Bumped

The Agency for Health Care Administration shall study the fiscal impact for mandating coverage for treatment modalities within the "standard of care" portion of care utilized in connection with an oncological clinical trial and whether any costs in this comprehensive care would be offset by the carrier or by other costs being covered by the funding of the clinical trial in the context of oncology patient treatments.

HUMAN SERVICES / HEALTH AND HUMAN SERVICES

SIDE-BY-SIDE PROVISO

SB 2600 1E

AGENCY/PERSONS WITH DISABL

03 67100300 000000
DEV DISAB PUBLIC FACIL

The Agency for Persons with Disabilities shall purchase pharmaceuticals through the Minnesota Multistate Contracting Alliance for Pharmacy (MMCAP) thereby enabling the agency to obtain pharmaceuticals at reduced prices. Additionally, the Department of Health and the agency shall determine the feasibility of consolidating drug repackaging services under the Department of Health's central pharmacy.

HOUSE BILLS (5001, 5101)

COMMENTS

The Office of Program Policy Analysis and Government Accountability (OPPAGA) shall evaluate and submit a report to the Legislature by June 30, 2009, containing recommendations for the statewide consolidation of pharmaceutical repackaging services, including an evaluation of the value to the State of Florida of all potential credits, rebates, and cost avoidances that may be realized through repackaging for the Department of Corrections (DOC), the Department of Juvenile Justice (DJJ), the Agency for Persons with Disabilities (APD), the Department of Children & Families (DCF) and the Department of Health (DOH). OPPAGA shall also include in their report an analysis of verifiable annual utilization rates for the dispensing of pharmaceuticals for Fiscal Years 2005 - 2009 by each of the five agencies that would participate in a consolidated repackaging services program, and the approximate daily output capabilities that would be required to meet the projected average daily utilization rate, as adjusted for future growth projections over the next three years for the five agencies. The OPPAGA report shall include an assessment of the projected capitalized cost of leases and equipment, and the fully burdened labor rate, projected FTE requirements, and associated operating costs needed by DOH to meet the projected daily utilization requirements for statewide consolidated repackaging services, and, if applicable, any cost avoidances and/or credits that would apply or not apply, as well as any federal regulatory requirements, including any inspection and certification requirements by the Food and Drug Administration.

Bump

Additionally, OPPAGA shall evaluate and submit a report to the Legislature by September 30, 2009, containing its recommendations concerning options for implementing a statewide consolidated program for purchasing pharmaceuticals under an adopted formulary to be used by DOC, DJJ, APD, DCF and DOH, and the feasibility of Florida obtaining discounts below both Wholesale Acquisition Cost (WAC) and the Minnesota Multistate Contracting Alliance for Pharmacy (MMCAP) prices for the pharmaceuticals listed on the adopted formulary, including the availability and regulatory prerequisites for obtaining 340B pricing under the Federal Medicare Program.

Based on the OPPAGA recommendations, the Agency for Persons with Disabilities shall purchase pharmaceuticals at prices no greater than those available under the (MMCAP), thereby enabling the agency to obtain pharmaceuticals at reduced prices that are the most cost-effective for Florida. Additionally, the Department of Health and APD shall study the feasibility of consolidating drug repackaging services through the Department of Health's central pharmacy and compare that with the costs and benefits of contracting out for such services to a private FDA licensed pharmaceutical repackager, with preference given to vendors with Florida based manufacturing operations that will promote the creation and maintenance of jobs in Florida.

HUMAN SERVICES / HEALTH AND HUMAN SERVICES

SIDE-BY-SIDE PROVISO

SB 2600 1E	HOUSE BILLS (5001, 5101)	COMMENTS
CHILDREN & FAMILY SERVICES		
03 60910410 100782 G/A-SHERIFFS PI GRANTS		
The funds in Specific Appropriation ***** shall be used by the Department of Children and Family Services to award grants to the sheriffs of Manatee, Pasco, Pinellas, Broward, Seminole, Hillsborough and Citrus counties to conduct child protective investigations as mandated in section 39.3065 Florida Statutes. The appropriation shall be allocated as follows:	The funds in Specific Appropriation ***** shall be used by the Department of Children and Family Services to award grants to the sheriffs of Manatee, Pasco, Pinellas, Broward, Seminole, Hillsborough and Citrus counties to conduct child protective investigations as mandated in section 39.3065, Florida Statutes.	Bump
Manatee County Sheriff..... 3,410,532 Pasco County Sheriff..... 3,947,463 Pinellas County Sheriff..... 10,040,024 Broward County Sheriff..... 12,565,623 Hillsborough County Sheriff..... 3,323,114 Seminole County Sheriff..... 3,323,114 Citrus County Sheriff..... 1,869,903	The sheriffs receiving grants from the funds appropriated in Specific Appropriation ***** shall submit detailed expenditure reports to the Department of Children and Family Services for the fiscal year ending June 30, 2009, by July 31, 2009. The Department of Children and Family Services shall assemble the information reported by the sheriffs and submit the collection of reports to the Executive Office of the Governor, the chair of the Senate Policy and Steering Committee on Ways and Means and the chair of the Full Appropriations Council on General Government & Health Care by September 1, 2009.	
The sheriffs receiving grants from the funds appropriated in Specific Appropriation ***** shall submit detailed expenditure reports to the Department of Children and Family Services for the fiscal year ending June 30, 2009, by July 31, 2009. The Department of Children and Family Services shall assemble the information reported by the sheriffs and submit the collection of reports to the Executive Office of the Governor, the chair of the Senate Policy and Steering Committee on Ways and Means, and the chair of the House Full Appropriations Council on General Government & Health Care by September 1, 2009.		
03 60910796 102010 G/A-LOCAL SERVICES PROGRAM		
	From the funds in Specific Appropriation *****, the department shall issue an invitation to Negotiate or a Request for Proposal for health care services in Miami-Dade County upon the expiration of the contract with Jackson Health Systems.	Bump
03 64200800 101503 BANKHEAD/COLEY/CANCER RES		
From the funds provided in Specific Appropriation *****, \$500,000 is provided to maintain the statewide Brain Tumor Registry Program at the McKnight Brain Institute.		Bump
03 64300100 100497 G/A-CMS NETWORK		
	Funds in Specific Appropriation ***** shall not be used to support continuing education courses or training for health professionals or staff employed by the Children's Medical Services (CMS) Network or under contract with the department. This limitation shall include but not be limited to: classroom instruction, train the trainer, or web-based continuing education courses that may be considered professional development, or that results in continuing education credits that may be	Bump

HUMAN SERVICES / HEALTH AND HUMAN SERVICES

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SB 2600 1E	HOUSE BILLS (5001, 5101)	COMMENTS
	applied towards the initial or subsequent renewal of a health professionals' license. This does not preclude the CMS Network from providing information on treatment methodologies or best practices to appropriate CMS network health professionals, staff, or contractors.	
01 64400200 106036 TOBACCO PREVENTION From the funds in Specific Appropriation *****, \$5,000,000 of non-recurring tobacco settlement trust funds shall be used to improve the infrastructure of the county health departments to implement the Comprehensive Statewide Tobacco and Prevention Program.		Bump
TOBACCO PREVENTION Funds in Specific Appropriations ***** and 549A shall be used to implement the Comprehensive Statewide Tobacco Education and Prevention Program in accordance with section 27, Article X of the State Constitution. The appropriation shall be allocated as follows: State & Community Interventions..... 10,000,000 State & Community Interventions - AHEC..... 6,500,000 Health Communications Interventions..... 20,613,744 Cessation Interventions 5,951,303 Cessation Interventions - AHEC..... 4,500,000 Surveillance & Evaluation 6,184,123 Administration & Management..... 2,913,052	Funds in Specific Appropriation ***** shall be used to implement the Comprehensive Statewide Tobacco Education and Use Prevention Program in accordance with section 27, Article X of the State Constitution. The appropriation shall be allocated as follows: State & Community Interventions..... 14,073,319 Health Communications Interventions..... 20,613,744 Cessation Interventions 15,831,565 Surveillance & Evaluation 8,230,543 Administration & Management..... 2,913,051	Bump

HUMAN SERVICES / HEALTH AND HUMAN SERVICES

SIDE-BY-SIDE PROVISO

SB 2600 1E

03 64200700 000000

CTY HLTH LOC HLTH NEED

The Department of Health, in coordination with the Agency for Health Care Administration, the Deans of Florida Medical and Osteopathic Schools with Obstetric Residency Programs, along with Certified Nurse Midwifery Educational Programs and birth hospitals/facilities, is directed to expand the provision of prenatal, delivery and postpartum care through the County Health Departments, thereby, expanding the use of supervising attending physicians and residents. The Department is directed to submit a plan of action to the Governor the President of the Senate, and the Speaker of the House of Representatives by February 1, 2010.

HOUSE BILLS (5001, 5101)

The Department of Health shall develop and establish a health care collaborative action network as a 3-year pilot program in Miami-Dade County. To implement the program, the department shall in conjunction with the local health department: establish and manage an alliance between hospitals, federally qualified health centers, free clinics, and other health care providers in Miami-Dade County to provide primary care services to the uninsured and underserved populations without a medical home. The department shall enter into a contract for the administration of services for the alliance. The department shall establish an alliance between hospitals, federally qualified health centers, free clinics, and other health care providers in Miami-Dade County to provide primary care services free or at a discount to county residents. The department shall coordinate service delivery, eliminate duplication of services, establish an electronic record, lower costs of health services, consolidate planning, increase access to healthcare, enhance cooperation among such providers; and ensure that individuals establish a medical home. The department shall make services of the program available to residents in Miami-Dade County and provide an interface to its electronic medical records systems for network members.

Bump

**Proviso Language
SVP Facility - Sheriffs**

SA: 327

BE: 60910310

CAT: 100779

From the funds in Specific Appropriation 326, the department may reimburse the contracted provider of operations at the Florida Civil Commitment Center (FCCC) for any direct costs paid by the provider to the DeSoto County Sheriff for transport or temporary housing by the Sheriff of persons who are committed to the FCCC.

Reimbursable costs may include food, clothing, and housing costs incurred while the client is in the Sheriff's custody and before being returned to FCCC. Reimbursable costs do not include personnel and these costs shall not exceed the \$55.00 per diem cost per client at FCCC.

Bomp

Proviso Language Administrative Monitoring

BE: 60900000

The Department of Children and Family Services (DCF) shall adopt policies and procedures to improve efficiency in health and human services contract administration, including the streamlining of administrative monitoring if a provider is nationally accredited by the Joint Commission on the Accreditation of Healthcare Organizations, the Commission on Accreditation of Rehabilitation Facilities, or the Council on Accreditation. DCF shall process document requests that relate to contracts with child welfare providers from a secure consolidated data warehouse administered by these providers.

Bump

Kimberly's Cottage

Specific Appropriations:

- 271 (Executive Direction – Expenses) (60900101 – 040000)
- 297 (Family Safety and Preservation – Expenses) (60910310 – 040000)
- 350 (Economic Self Sufficiency Services - Expenses) (60910708 – 040000)

From the funds in Specific Appropriations 271, 297 and 350, the department shall allocate the sum of \$199,500 to rent 9,500 square feet of office space in Marlon County to house ACCESS staff, legal services personnel, and adult and child protective investigators in one location. The annual cost per square foot for this office space shall not exceed \$21, including rent and utility services.

Changes Required To Realign Sheriff Budgets To The Same Per Case Cost For FY 2008-2009

Sheriffs Participating	Reports Fiscal Year 07-08	Budget Fiscal Year 08-09	Budget per Report
Pasco	6,244	\$3,947,463	\$632.20
Seminole	4,519	\$3,323,114	\$735.36
Manatee	4,409	\$3,410,532	\$773.54
Broward	15,185	\$12,565,623	\$827.50
Pinellas	11,567	\$10,040,024	\$867.99
Hillsborough	13,019	\$12,334,498	\$947.42
Citrus	1,626	\$1,869,903	\$1,150.00
Total All Sheriffs	56,569	\$47,491,157	\$839.53

<i>Option 4</i> Sheriffs Participating	Reports Fiscal Year 07-08	Budget Fiscal Year 08-09	Budget per Report	Bring Highest Down	Bring Lowest Up	New Budget Per Report
Pasco	6,244	\$3,947,463	\$632.20		\$644,155.46	\$735.36
Seminole	4,519	\$3,323,114	\$735.36			\$735.36
Manatee	4,409	\$3,410,532	\$773.54			\$773.54
Broward	15,185	\$12,565,623	\$827.50			\$827.50
Pinellas	11,567	\$10,040,024	\$867.99			\$867.99
Hillsborough	13,019	\$12,334,498	\$947.42	-\$279,814.72		\$925.93
Citrus	1,626	\$1,869,903	\$1,150.00	-\$364,340.74		\$925.93
Total All Sheriffs	56,569	\$47,491,157	\$839.53	(\$644,155)	\$644,155	

Bump
~~SB 1662~~

From the funds provided in Specific Appropriations 489, 490, 491, 494, 496, 498, and 506, \$33,679,985 in recurring General Revenue, \$327,311 in recurring Administrative Trust Funds, \$88,909,727 in recurring Federal Grants Trust Funds, \$374,157 in recurring Grants and Donations Trust Funds, and \$ 27,894,081 in recurring Planning and Evaluation Trust Funds shall be used to support Laboratory Services, Pharmacy Services and Vital Statistics and are contingent upon SB 1662 becoming law.

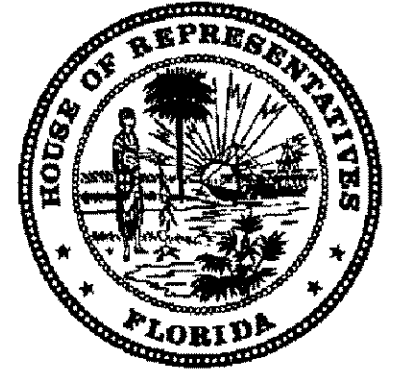
Dott

Pregnancy Support Services

Proviso for FPSSP

Bump

Of line item number _____, a maximum of .0025% shall be spent on contract management per direct client service provider per year; and a maximum of 2.5% shall be spent on direct services per direct client services provider per year; and a minimum of 85% of all monies spent shall be spent on overall direct client service providers.



State Budget Conference Chairs

House Full Appropriations Council on General Government & Health Care

Senate Policy and Steering Committee on Ways and Means

Human Services

House Offer #4

Sunday, May 3, 2009

9:00 a.m.

412 Knott Building

CONFERENCE COMMITTEE ON HEALTH AND HUMAN SERVICES/HUMAN SERVICES
FISCAL YEAR 2009-2010 GENERAL APPROPRIATIONS ACT

			HOUSE BUMPS Offer #1								SENATE BUMPS Offer #1									
Row	D3A Issue	D3A Issue Title	FTE	SALARY RATE	GR	NR GR	TOBACCO	NR TOBACCO	OTHER TF	ALL FUNDS	FTE	SALARY RATE	GENERAL REVENUE	NR GR	TOBACCO	NR TOBACCO	OTHER TF	ALL FUNDS	Row	
1		AGENCY/PERSONS WITH DISABL																	1	
47	86T0000	Developmental Services Programs								0							500,000	500,000	47	
48		AGENCY/PERSONS WITH DISABL Total	0.00	0	0	0	0	0	0	0	0.00	0	0	0	0	0	500,000	500,000	48	
49																			49	
50		CHILDREN & FAMILY SERVICES																	50	
131	4000910	Restore Special Projects			11,002,601				4,190,417	15,193,018			9,740,976	9,740,976			5,452,042	15,193,018	131	
166		CHILDREN & FAMILY SERVICES Total	0.00	0	11,002,601	0	0	0	4,190,417	15,193,018	0.00	0	9,740,976	9,740,976	0	0	5,452,042	15,193,018	166	
167																			167	
168		HEALTH, DEPT OF																	168	
200	33V4000	Minority Health Initiatives			(2,261,625)					(2,261,625)			(1,000,000)					(1,000,000)	200	
226	4208070	Adult Cystic Fibrosis Enhancement								0								0	226	
226B	4300010	H. Lee Moffitt Cancer Center & Research Institute							10,000,000	10,000,000								0	226B	
226C	4300010	Sylvester Comprehensive Cancer Center							10,000,000	10,000,000								0	226C	
226D	4300010	Bankhead/Coley Cancer Research Program							10,000,000	10,000,000							25,000,000	25,000,000	226D	
226E	4300010	UF Shands Cancer Center							10,000,000	10,000,000								0	226E	
226F	4300010	James & Esther King Biomedical Research Program							10,000,000	10,000,000							25,000,000	25,000,000	226F	
259		HEALTH, DEPT OF Total	0.00	0	-2,261,625	0	0	0	50,000,000	47,738,375	0.00	0	-1,000,000	0	0	0	50,000,000	49,000,000	259	
260																			260	
261		GRAND TOTAL	0.00	0	8,740,976	0	0	0	54,190,417	62,931,393	0.00	0	8,740,976	9,740,976	0	0	55,952,042	64,693,018	261	