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# Healthcare Council

**Tuesday, April 17, 2007  
9:00 AM  
Morris Hall**

**Action Packet**

**House of Representatives  
COUNCIL/COMMITTEE BILL ACTION WORK SHEET**

Council/Committee: Healthcare Bill Number: HB 49  
 Meeting Date: 4/17/07 Date Received: \_\_\_\_\_  
 Place: Morris Hall Date Reported: \_\_\_\_\_  
 Time: 9:00 AM Subject: Cardiology services

**Council/Committee Action:**

- |  |   |
|--|---|
| <input type="checkbox"/> Favorable   | <input type="checkbox"/> Retained for Reconsideration |
| <input type="checkbox"/> Favorable w/ _____ amendments                       | <input type="checkbox"/> Reconsidered                 |
| <input checked="" type="checkbox"/> Favorable w/Council/Committee Substitute | <input type="checkbox"/> Temporarily Postponed        |
| <input type="checkbox"/> Other Action: _____                                 | <input type="checkbox"/> Unfavorable                  |

Final Vote On Bill		MEMBERS	1 <i>trending Amend</i>		2 <i>Substitute</i>		Yea	Nay	Yea	Nay
Yea	Nay		Yea	Nay	Yea	Nay				
<input checked="" type="checkbox"/>		Anderson								
<input checked="" type="checkbox"/>		Ausley								
<input checked="" type="checkbox"/>		Ford								
<input checked="" type="checkbox"/>		Galvano								
<input checked="" type="checkbox"/>		Garcia								
<input checked="" type="checkbox"/>		Gibson								
<input checked="" type="checkbox"/>		Harrell								
<input checked="" type="checkbox"/>		Hays								
<input checked="" type="checkbox"/>		Hooper								
<input checked="" type="checkbox"/>		Patronis								
<input checked="" type="checkbox"/>		Porth								
<input checked="" type="checkbox"/>		Schwartz								
<input checked="" type="checkbox"/>		Skidmore								
<input checked="" type="checkbox"/>		Taylor								
<input checked="" type="checkbox"/>		Zapata								
<input checked="" type="checkbox"/>		Bean, Chair								
Yeas	Nays	TOTALS	Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays
16	0									

**Appearance Record**

NAME	REPRESENTING	ADDRESS & PHONE	*CODE

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2 (for drafter's use only)

Bill No. 0049

COUNCIL/COMMITTEE ACTION

ADOPTED                                    \_\_\_ (Y/N)  
ADOPTED AS AMENDED                    \_\_\_ (Y/N)  
ADOPTED W/O OBJECTION                ✓ (Y/N)  
FAILED TO ADOPT                        \_\_\_ (Y/N)  
WITHDRAWN                               \_\_\_ (Y/N)  
OTHER                                     \_\_\_

1 Council/Committee hearing bill:     Healthcare Council  
2 Representative(s) Mahon offered the following:

3  
4        Substitute Amendment to traveling amendment #1 (with  
5 directory and title amendments)

6        Remove line(s) 11-32 and insert:

7        408.0361 Cardiology services and burn unit licensure.--

8        (4) In order to ensure continuity of available services,  
9 the holder of a certificate of need for a newly licensed  
10 hospital that meets the requirements of this subsection may  
11 apply for and shall be granted Level I program status regardless  
12 of whether rules relating to Level I programs have been adopted.  
13 To qualify for a Level I program under this subsection, a  
14 hospital seeking a Level I program must be a newly licensed  
15 hospital established pursuant to a certificate of need in a  
16 physical location previously licensed and operated as a  
17 hospital, the former hospital must have provided a minimum of  
18 300 adult inpatient and outpatient diagnostic cardiac  
19 catheterizations for the most recent 12-month period as reported  
20 to the agency, and the newly licensed hospital must have a  
21 formalized, written transfer agreement with a hospital that has

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2 (for drafter's use only)

22 a Level II program, including written transport protocols to  
23 ensure safe and efficient transfer of a patient within 60  
24 minutes. A hospital meeting the requirements of this subsection  
25 may apply for certification of Level I program status before  
26 taking possession of the physical location of the former  
27 hospital, and the effective date of Level I program status shall  
28 be concurrent with the effective date of the newly issued  
29 hospital license.

30

31 ===== D I R E C T O R Y A M E N D M E N T =====

32 Remove line(s) 9 and 10 and insert:

33 Section 1. Subsections (4), (5), and (6) of section  
34 408.0361, Florida Statutes, are renumbered as subsections (5),  
35 (6), and (7), respectively, and a new subsection (4) is added to  
36 that section to read:

37

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

39 Remove line(s) 2-5 and insert:

40 An act relating to certificates of need; amending s. 408.0361,  
41 F.S.; revising provisions applicable to hospitals seeking  
42 certification as Level I programs; providing criteria for  
43 certification to provide certain Level I cardiology services;  
44 providing an effective date.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No.   1   (20137)

Bill No. 0049

COUNCIL/COMMITTEE ACTION

ADOPTED        (Y/N)  
 ADOPTED AS AMENDED        (Y/N)  
 ADOPTED W/O OBJECTION        (Y/N)  
 FAILED TO ADOPT        (Y/N)  
 WITHDRAWN        (Y/N)  
 OTHER       

*See Subchapter*

Council/Committee hearing bill: Healthcare Council

The Committee on Health Innovation offered the following:

**Amendment**

Remove everything after the enacting clause and insert:

Section 1. Subsections (4), (5), and (6) of section 408.0361, Florida Statutes, are renumbered as subsections (5), (6), and (7), respectively, and a new subsection (4) is added to that section to read:

408.0361 Cardiology services and burn unit licensure.--

(4) In order to ensure continuity of available services, the holder of a certificate of need for a newly licensed hospital that meets the requirements of this subsection may apply for and shall be granted Level I program status regardless of whether rules relating to Level I programs have been adopted. To qualify for a Level I program under this subsection, a hospital seeking a Level I program must be a newly licensed hospital established pursuant to a certificate of need in a physical location previously licensed and operated as a hospital, the former hospital must have provided a minimum of 300 adult inpatient and outpatient diagnostic cardiac

This amendment was adopted in HI on 03/20/07 and is traveling with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No.   1   (20137)

22 catheterizations for the most recent 12-month period as reported  
23 to the agency, and the newly licensed hospital must have a  
24 formalized, written transfer agreement with a hospital that has  
25 a Level II program, including written transport protocols to  
26 ensure safe and efficient transfer of a patient within 60  
27 minutes. A hospital meeting the requirements of this subsection  
28 may apply for certification of Level I program status before  
29 taking possession of the physical location of the former  
30 hospital, and the effective date of Level I program status shall  
31 be concurrent with the effective date of the newly issued  
32 hospital license.

33       Section 2. This act shall take effect July 1, 2007.

This amendment was adopted in HI on 03/20/07 and is traveling with the bill and requires no further action.

**House of Representatives  
COUNCIL/COMMITTEE BILL ACTION WORK SHEET**

Council/Committee: Healthcare  
 Meeting Date: 4/17/07  
 Place: Morris Hall  
 Time: 9:00 AM

Bill Number: HB 127  
 Date Received: \_\_\_\_\_  
 Date Reported: \_\_\_\_\_  
 Subject: developmental disabilities institutions

**Council/Committee Action:**

- |  |   |
|--|---|
| <input type="checkbox"/> Favorable   | <input type="checkbox"/> Retained for Reconsideration |
| <input type="checkbox"/> Favorable w/ _____ amendments                       | <input type="checkbox"/> Reconsidered                 |
| <input checked="" type="checkbox"/> Favorable w/Council/Committee Substitute | <input type="checkbox"/> Temporarily Postponed        |
| <input type="checkbox"/> Other Action: _____                                 | <input type="checkbox"/> Unfavorable                  |

Final Vote On Bill		MEMBERS	<i>Traveling strike all</i>		<i>New Dist strike all</i>					
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
<input checked="" type="checkbox"/>		Anderson								
<input checked="" type="checkbox"/>		Ausley								
<input checked="" type="checkbox"/>		Ford								
<input checked="" type="checkbox"/>		Galvano								
<input checked="" type="checkbox"/>		Garcia								
<input checked="" type="checkbox"/>		Gibson								
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<input checked="" type="checkbox"/>		Schwartz								
<input checked="" type="checkbox"/>		Skidmore								
<input checked="" type="checkbox"/>		Taylor								
<input checked="" type="checkbox"/>		Zapata								
<input checked="" type="checkbox"/>		Bean, Chair								
Yea	Nays	TOTALS	Yea	Nays	Yea	Nays	Yea	Nays	Yea	Nays
15	0									

**Appearance Record**

NAME	REPRESENTING	ADDRESS & PHONE	*CODE

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No.2a (for drafter's use only)

Bill No. HB 127

COUNCIL/COMMITTEE ACTION

ADOPTED                                   \_\_\_ (Y/N)  
ADOPTED AS AMENDED                   \_\_\_ (Y/N)  
ADOPTED W/O OBJECTION                 (Y/N)  
FAILED TO ADOPT                        \_\_\_ (Y/N)  
WITHDRAWN                               \_\_\_ (Y/N)  
OTHER                                     \_\_\_\_\_

1 Council/Committee hearing bill: Healthcare Council  
2 Representative(s) Nehr offered the following:

3  
4           **Substitute Amendment for Amendment ( 1 ) (with title**  
5 **amendment)**

6           Remove everything after the enacting clause and insert:

7           Section 1. Section 393.35, Florida Statutes, is created to  
8 read:

9           393.35 Developmental disabilities institutions.--

10           (1) LEGISLATIVE INTENT.--It is the intent of the  
11 Legislature that:

12           (a) The agency timely notify residents and guardians of  
13 residents of the Marianna Sunland developmental disabilities  
14 institution or the Tacachale developmental disabilities  
15 institution when the agency or the Legislature announces its  
16 intent to close or reduce the census by 20 percent or more at  
17 either the Marianna Sunland institution or the Tacachale  
18 institution. For purposes of this section, "census reduction" or  
19 "reduce the census" means to reduce the current resident  
20 population of an institution over a 1-year period that begins on  
21 July 1 and ends on June 30 annually. Residents placed in the  
22 institution under court order and residents or their guardians

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No.2a (for drafter's use only)

23 who have requested in writing to leave the institution shall not  
24 be included in the census reduction calculation.

25 (b) The agency provide assurance to residents and  
26 guardians of residents that planning for transition to another  
27 residential setting shall be conducted with the involvement of  
28 the residents and their guardians, designated family members, or  
29 designees and shall address the needs of the resident in the  
30 most appropriate setting.

31 (c) The agency ensure the health and safety of the  
32 residents of a developmental disabilities institutions during a  
33 transition to closure of or a census reduction of 20 percent or  
34 more at the institution.

35 (d) The agency conduct a thorough planning process for  
36 activities associated with closing of or a census reduction of  
37 20 percent or more at a developmental disabilities institution  
38 and comply with the provisions of this section.

39 (2) INTENT TO CLOSE OR REDUCE CENSUS OF MARIANNA SUNLAND  
40 OR TACACHALE DEVELOPMENTAL DISABILITIES INSTITUTIONS.--

41 (a) If the agency or the Legislature announces its intent  
42 to close or reduce the census by 20 percent or more at either  
43 the Marianna Sunland developmental disabilities institution or  
44 the Tacachale developmental disabilities institution after July  
45 1, 2007, the agency must first provide a report regarding plans  
46 related to closure or reduction of census at the developmental  
47 disabilities institution to the Governor, the President of the  
48 Senate, and the Speaker of the House of Representatives. The  
49 President of the Senate and the Speaker of the House of  
50 Representatives shall have 90 days to provide comments to the  
51 Governor after receipt of notification of intent to close or  
52 reduce the census by 20 percent or more at the institution. The

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No.2a (for drafter's use only)

53 report shall include, but not be limited to, the following  
54 activities:

55 1. A plan for providing notification of closure or  
56 reduction of census. The agency shall notify each affected  
57 resident of the institution, the resident's guardian, designated  
58 members of the resident's family, or a designee of the intent to  
59 close or reduce the census at the institution. The notice must  
60 be delivered by registered mail and include the reasons for  
61 closure or census reduction, the timeline for closure or census  
62 reduction activities, and contact information for the recipient  
63 of the notice to obtain additional information.

64 2. A plan for providing education to staff and to  
65 residents and their guardians, family members, or designees  
66 about residential placement opportunities available to residents  
67 after leaving the institution.

68 3. A plan for providing services and other residential  
69 placements for residents after they leave the institution.

70 4. An assessment of the capacity of service providers and  
71 their ability to meet the needs of the residents in the  
72 communities where residents will likely reside after they leave  
73 the institution.

74 5. A plan for service provider recruitment, development,  
75 and training, as needed, to ensure that adequate services are  
76 available to residents as they make the transition into the  
77 community.

78 6. A plan for monitoring and ensuring safety and service  
79 quality for residents after they have left the institution.

80 7. A process for developing a support plan that includes  
81 consultation with the residents and guardians of the residents  
82 and provides a community living plan for delivering services to  
83 those residents.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No.2a (for drafter's use only)

84 8. A process for residents and guardians to appeal the  
85 services planned through the support planning process.

86 9. A plan for adjusting employee staffing levels during  
87 the census reduction or transition to closure to ensure the  
88 safety of and quality of care for residents and includes  
89 assistance for employees seeking new employment.

90 10. A complete timeline for closure of or census reduction  
91 at the institution that includes a financial plan for the  
92 closure or census reduction and the projected savings associated  
93 with the closure or census reduction.

94 11. A communications plan to keep residents, guardians of  
95 residents, designated family members, employees, and designees  
96 informed of the progress of the closure or census reduction.

97 12. The responsibility of each state agency involved in  
98 the closure of or census reduction at the institution.

99 13. A plan for closure activities and the disposition of  
100 property of the physical plant of the institution.

101 (b) After consideration of comments from the President of  
102 the Senate and the Speaker of the House of Representatives and  
103 other evidence, the Governor shall approve or disapprove the  
104 plan of the agency to close or reduce the census by 20 percent  
105 or more at the developmental disabilities institution. The  
106 Governor's approval or disapproval of closure or census  
107 reduction of an institution is not binding on the Legislature.

108 (3) REPORTS ON CLOSURE ACTIVITIES OR CENSUS REDUCTION.--

109 (a) The agency shall provide a quarterly report to the  
110 Governor, the President of the Senate, and the Speaker of the  
111 House of Representatives on the progress of the closure of or  
112 census reduction at an institution and shall post the report on  
113 the agency's Internet website. This report requirement shall  
114 apply to the closure of the Gulf Coast Center and any other

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No.2a (for drafter's use only)

115 developmental disabilities institution census reduction or  
116 closure activities approved after July 1, 2007.

117 (b) The report shall document the progress of the plan,  
118 including, but not limited to, the requirements in subsection  
119 (2), and shall also include the following:

120 1. The number of residents, guardians, designated family  
121 members, and designees that have been notified and have yet to  
122 be notified of the planned closure or census reduction  
123 activities.

124 2. Current resident population compared to targeted census  
125 reduction.

126 3. The locations of residential placements by number and  
127 type of facilities.

128 4. The number of significant reportable events for  
129 residents in the institution.

130 5. Statistics that indicate the successful placement of  
131 residents in locations in the community or in other institutions  
132 chosen by those residents or their guardians and an assessment  
133 of the efforts made by the agency in assisting residents and  
134 their guardians in making those choices.

135 Section 2. This act shall take effect July 1, 2007.

136  
137 ===== T I T L E A M E N D M E N T =====

138 Remove the entire title and insert:

139 A bill to be entitled

140 An act relating to developmental disabilities institutions;  
141 creating s. 393.35, F.S.; providing legislative intent;  
142 requiring the Agency for Persons with Disabilities to submit a  
143 plan to the Governor and the Legislature if the agency or the  
144 Legislature proposes to close or reduce by a certain percentage  
145 the resident population of a developmental disabilities



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No.2a (for drafter's use only)

146 institution; providing for content of the plan; authorizing the  
147 Governor to approve the plan to close or reduce the population  
148 of an institution; providing that the Governor's decision is not  
149 binding on the Legislature; requiring the agency to provide  
150 quarterly reports; providing for content of the reports;  
151 providing an effective date.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

Bill No. 127

COUNCIL/COMMITTEE ACTION

ADOPTED \_\_\_\_\_ (Y/N)  
 ADOPTED AS AMENDED \_\_\_\_\_ (Y/N)  
 ADOPTED W/O OBJECTION \_\_\_\_\_ (Y/N)  
 FAILED TO ADOPT \_\_\_\_\_ (Y/N)  
 WITHDRAWN \_\_\_\_\_ (Y/N)  
 OTHER \_\_\_\_\_

*See Substitute*

1 Council/Committee hearing bill: Healthcare Council  
 2 Committee on Healthy Families offered the following:

**Amendment (with title amendment)**

Remove everything after the enacting clause and insert:

6 Section 1. Section 393.35, Florida Statutes, is created to  
7 read:

8 393.35 Developmental disabilities institutions.--

9 (1) INTENT.--It is the intent of the Legislature that the  
 10 Agency for Persons with Disabilities not close or reduce by more  
 11 than ten percent the resident population of a developmental  
 12 disabilities institution unless it has complied with the  
 13 provisions of this section.

14 (2) NOTICE.--

15 (a) If the agency intends to take action resulting in the  
 16 closure or reduction by more than ten percent in the resident  
 17 population of a developmental disabilities institution or in any  
 18 manner authorizes or encourages the immediate or staged closure  
 19 or reduction by more than ten percent in the resident population  
 20 of an institution, the agency must provide written notice to the  
 21 Governor and Cabinet, each resident of the institution, the

This amendment was adopted in HF on 03/20/07 and is traveling with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

22 resident's guardian, and any other family member designated by  
23 the resident.

24 (b) Notice of the agency's intent to close or reduce the  
25 resident population by more than ten percent of a developmental  
26 disabilities institution must be delivered to each resident, the  
27 guardian of the resident or any other family member designated  
28 by the resident by registered mail.

29 (c) The notice must advise the resident, the guardian of  
30 the resident or any other family member designated by the  
31 resident that the resident has the right to initiate legal  
32 action relating to the notice provision of this subsection and  
33 to the closure or such reduction in the resident population of  
34 the developmental disabilities institution.

35 (3) PUBLIC HEARING.--

36 (a) The agency may not close or reduce the resident  
37 population by more than ten percent of a developmental  
38 disabilities institution unless the requirements for a public  
39 hearing set forth in this subsection have been met.

40 (b) If the agency proposes to close or reduce the resident  
41 population of a developmental disabilities institution by more  
42 than ten percent, the Governor and Cabinet must schedule a  
43 public hearing.

44 (c) The Governor and Cabinet must give notice of the  
45 public hearing to each resident, the guardian of the reside, or  
46 any other family member designated by the resident, and each  
47 member of the Legislature not less than 90 days before the  
48 scheduled date of the hearing. Notice of the public hearing  
49 shall be by registered mail.

50 (4) TESTIMONY.--In order to ensure the health, safety, and  
51 welfare of each resident affected by the closure or reduction in

This amendment was adopted in HF on 03/20/07 and is traveling with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

52 the resident population of the institution by more than ten  
53 percent, the public hearing shall include, but need not be  
54 limited to, testimony concerning:

55 (a) The capacity of the community to provide services,  
56 including health care, from experienced community providers that  
57 have appropriate staff.

58 (b) The total cost of reducing the resident population or  
59 closing the institution.

60 (c) The effect that such reduction in the resident  
61 population or closure of the institution will have on the  
62 residents of the institution.

63 (d) The monitoring and safety systems for individuals in  
64 the community that will be in place to protect the health and  
65 safety of each resident.

66 (e) The process that will be used to develop a community  
67 living plan for each resident.

68 (f) The services that are necessary to provide family and  
69 guardian involvement in the development of the community living  
70 plan.

71 (g) The responsibility of each state agency and local  
72 government for the closure or reduction in the resident  
73 population of the institution by more than ten percent.

74 (h) The procedures that will be used to transfer ownership  
75 of the institution to another entity or the plan to reuse the  
76 property.

77 (i) The plan of the agency to reemploy the employees of  
78 the institution.

79 (j) Any other issue identified by the Legislature, a  
80 resident, guardian, or any other family member designated by the  
81 resident or other interested party.

This amendment was adopted in HF on 03/20/07 and is traveling with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

82 (5) ACTION BY GOVERNOR AND CABINET REQUIRED.--

83 (a) After consideration of the testimony and other  
84 evidence, the Governor and Cabinet shall approve or disapprove  
85 the plan of the agency to close or reduce by more than ten  
86 percent the resident population of the developmental  
87 disabilities institution.

88 (b) If the Governor and Cabinet approve the plan of the  
89 agency to close or reduce the resident population by more than  
90 ten percent of a specific developmental disabilities  
91 institution, the Governor and Cabinet shall direct the agency to  
92 give each affected resident, the guardian of an affected  
93 resident, or any other family member designated by the resident,  
94 written assurance that the resident may choose to receive  
95 services in another developmental disabilities institution or in  
96 a community-based setting.

97 Section 2. The Agency for Persons with Disabilities shall  
98 provide a monthly report to the Governor, President of the  
99 Senate and Speaker of the House of Representatives, and a  
100 posting on the agency website detailing the progress of the  
101 phase-down of Gulf Coast Center located in Fort Myers, Florida.  
102 Such report shall include actual population in conjunction with  
103 targeted census, the location of residential placements by  
104 number and type, number of significant reportable events, and  
105 statistics regarding placement choice and placement preference  
106 of individuals residing in the facility, or their legal  
107 guardian, and efforts the agency has made to assist in placement  
108 decisions with individuals or their guardians. The agency shall  
109 also conduct a study and report on the feasibility of developing  
110 an alternate facility for families who choose to stay in the

This amendment was adopted in HF on 03/20/07 and is traveling with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

111 existing facility or an intermediate care facility setting. The  
112 study must be completed by December 1, 2007.

113 Section 3. This act shall take effect July 1, 2007.  
114  
115

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

117 Remove the entire title and insert:

118 An act relating to developmental disabilities institutions;  
119 creating s. 393.35, F.S.; providing legislative intent;  
120 requiring the Agency for Persons with Disabilities to give  
121 written notice to certain specified persons if the agency  
122 proposes to close or reduce the resident population by more than  
123 ten percent of a developmental disabilities institution;  
124 providing the content of the notice; requiring the Governor and  
125 Cabinet to hold a public hearing; requiring that notice of the  
126 public hearing be given in a specified manner; providing the  
127 content to be considered at the public hearing; requiring the  
128 Governor and Cabinet to approve or disapprove the proposal of  
129 the agency; requiring the agency to provide monthly reports,  
130 requiring the agency conduct a study on feasibility of an  
131 alternate facility; providing an effective date.  
132

This amendment was adopted in HF on 03/20/07 and is traveling  
with the bill and requires no further action.

Page 5 of 5

HB 127 strike all.doc

House of Representatives  
COUNCIL/COMMITTEE BILL ACTION WORK SHEET

Council/Committee: Healthcare  
Meeting Date: 4/17/07  
Place: Monie Hall  
Time: 9:00 AM

Bill Number: HB 283  
Date Received: \_\_\_\_\_  
Date Reported: \_\_\_\_\_  
Subject: Florida 211 Network

Council/Committee Action:

- Favorable
- Favorable w/ \_\_\_\_\_ amendments
- Favorable w/Council/Committee Substitute
- Other Action: \_\_\_\_\_
- Retained for Reconsideration
- Reconsidered
- Temporarily Postponed
- Unfavorable

Final Vote On Bill		MEMBERS	1 traveling		2 traveling		3 traveling		Amend 2a to #2 traveling	
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
<del>✓</del>	<del>✓</del>	Anderson								
✓		Ausley	no action needed		amended		no action needed		w/ 2a	
✓		Ford								
✓		Galvano								
✓		Garcia								
✓		Gibson								
✓		Harrell								
<del>✓</del>	<del>✓</del>	Hays								
✓		Hooper								
✓		Patronis								
✓		Porth								
✓		Schwartz								
✓		Skidmore								
✓		Taylor								
<del>✓</del>	<del>✓</del>	Zapata								
✓		Bean, Chair								
Yea	Nays	TOTALS	Yea	Nays	Yea	Nays	Yea	Nays	Yea	Nays
13	0									

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE

House of Representatives  
COUNCIL/COMMITTEE BILL ACTION WORK SHEET

Council/Committee: \_\_\_\_\_  
 Meeting Date: \_\_\_\_\_  
 Place: \_\_\_\_\_  
 Time: \_\_\_\_\_

Bill Number: \_\_\_\_\_  
 Date Received: \_\_\_\_\_  
 Date Reported: \_\_\_\_\_  
 Subject: \_\_\_\_\_

Council/Committee Action:

- |   |   |
|---|---|
| <input type="checkbox"/> Favorable                                | <input type="checkbox"/> Retained for Reconsideration |
| <input type="checkbox"/> Favorable w/ _____ amendments            | <input type="checkbox"/> Reconsidered                 |
| <input type="checkbox"/> Favorable w/Council/Committee Substitute | <input type="checkbox"/> Temporarily Postponed        |
| <input type="checkbox"/> Other Action: _____                      | <input type="checkbox"/> Unfavorable                  |

Final Vote On Bill		MEMBERS	# 4							
			Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
		Anderson								
		Ausley	4	2						
		Ford								
		Galvano								
		Garcia								
		Gibson								
		Harrell								
		Hays								
		Hooper								
		Patronis								
		Porth								
		Schwartz								
		Skidmore								
		Taylor								
		Zapata								
		Bean, Chair								
Yeas	Nays	TOTALS	Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

Bill No. HB 283

COUNCIL/COMMITTEE ACTION

ADOPTED                                   \_\_\_ (Y/N)  
ADOPTED AS AMENDED                   \_\_\_ (Y/N)  
ADOPTED W/O OBJECTION               \_\_\_ (Y/N)  
FAILED TO ADOPT                       \_\_\_ (Y/N)  
WITHDRAWN                              \_\_\_ (Y/N)  
OTHER                                    \_\_\_\_\_

---

1 Council/Committee hearing bill:   Healthcare Council  
2 The Committee on Health Innovation offered the following:

3  
4  
5  
6  
7

**Amendment**

Remove line(s) 162 and insert:

accessing appropriate providers.

This amendment was adopted in HI on 3/6/07 and is traveling with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2

Bill No. HB 283

COUNCIL/COMMITTEE ACTION

ADOPTED                            \_\_\_ (Y/N)  
ADOPTED AS AMENDED            ✓ (Y/N)  
ADOPTED W/O OBJECTION         \_\_\_ (Y/N)  
FAILED TO ADOPT                 \_\_\_ (Y/N)  
WITHDRAWN                        \_\_\_ (Y/N)  
OTHER                             \_\_\_\_\_

1 Council/Committee hearing bill: Healthcare Council  
2 The Committee on Health Innovation offered the following:

3  
4         **Amendment**

5         Between lines 172 and 173 insert:

6         Section 3. The sums of \$193,516 in recurring general  
7 revenue and \$7,830 in nonrecurring general revenue are  
8 appropriated to the Agency for Health Care Administration and  
9 three full-time equivalent positions are authorized for the  
10 2007-2008 fiscal year for the purpose of implementing s.  
11 408.918, F.S.

This amendment was adopted in HI on 3/6/07 and is traveling with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2a

Bill No. HB 283

COUNCIL/COMMITTEE ACTION

ADOPTED                                   \_\_\_ (Y/N)  
ADOPTED AS AMENDED                   \_\_\_ (Y/N)  
ADOPTED W/O OBJECTION                 (Y/N)  
FAILED TO ADOPT                        \_\_\_ (Y/N)  
WITHDRAWN                              \_\_\_ (Y/N)  
OTHER                                    \_\_\_\_\_

---

1 Council/Committee hearing bill: Healthcare Council

2 Representative(s) Bean offered the following:

3

4           **Amendment 1 to traveling amendment #2**

5

6           Remove lines 5-11

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 3

Bill No. HB 283

COUNCIL/COMMITTEE ACTION

ADOPTED                                   \_\_ (Y/N)  
ADOPTED AS AMENDED                   \_\_ (Y/N)  
ADOPTED W/O OBJECTION               \_\_ (Y/N)  
FAILED TO ADOPT                       \_\_ (Y/N)  
WITHDRAWN                              \_\_ (Y/N)  
OTHER                                   \_\_\_\_\_

---

1 Council/Committee hearing bill: Healthcare Council  
2 The Committee on Health Innovation offered the following:

3  
4       **Amendment**

5       Remove line(s) 173 and insert:

6  
7       Section 3. This act shall take effect July 1, 2007 only if  
8 a specific appropriation to the Agency for Health Care  
9 Administration to fund s. 408.918, F.S., is made in the General  
10 Appropriations Act for fiscal year 2007-2008.

This amendment was adopted in HI on 3/6/07 and is traveling with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 4 (for drafter's use only)

Bill No. HB 283

COUNCIL/COMMITTEE ACTION

ADOPTED                                   \_\_\_ (Y/N)  
ADOPTED AS AMENDED                   \_\_\_ (Y/N)  
ADOPTED W/O OBJECTION                 (Y/N)  
FAILED TO ADOPT                        \_\_\_ (Y/N)  
WITHDRAWN                              \_\_\_ (Y/N)  
OTHER                                    \_\_\_\_\_

1 Council/Committee hearing bill: Healthcare Council  
2 Representative(s) Chestnut offered the following:

3

4           **Amendment (with title amendment)**

5           Remove line(s) 163-172.

6

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

8           Remove line(s) 15 and insert:

9

10           providing an effective date.

House of Representatives  
COUNCIL/COMMITTEE BILL ACTION WORK SHEET

Council/Committee: Healthcare  
Meeting Date: 4/17/07  
Place: Morris Hall  
Time: 9:00 AM

Bill Number: HB 291  
Date Received: \_\_\_\_\_  
Date Reported: \_\_\_\_\_  
Subject: Coverage for mental and nervous disorders

Council/Committee Action:

- |  |   |
|--|---|
| <input type="checkbox"/> Favorable   | <input type="checkbox"/> Retained for Reconsideration |
| <input type="checkbox"/> Favorable w/ _____ amendments                       | <input type="checkbox"/> Reconsidered                 |
| <input checked="" type="checkbox"/> Favorable w/Council/Committee Substitute | <input type="checkbox"/> Temporarily Postponed        |
| <input type="checkbox"/> Other Action: _____                                 | <input type="checkbox"/> Unfavorable                  |

Final Vote On Bill		MEMBERS	<i>travels</i>		<i>Substitute for travels</i>		Yea	Nay	Yea	Nay
Yea	Nay		Yea	Nay	Yea	Nay				
<input checked="" type="checkbox"/>		Anderson								
<input checked="" type="checkbox"/>		Ausley								
<input checked="" type="checkbox"/>		Ford								
<input checked="" type="checkbox"/>		Galvano								
<input checked="" type="checkbox"/>		Garcia								
<input checked="" type="checkbox"/>		Gibson								
<input checked="" type="checkbox"/>		Harrell								
<input checked="" type="checkbox"/>		Hays								
<input checked="" type="checkbox"/>		Hooper								
<input checked="" type="checkbox"/>		Patronis								
<input checked="" type="checkbox"/>		Porth								
<input checked="" type="checkbox"/>		Schwartz								
<input checked="" type="checkbox"/>		Skidmore								
<input checked="" type="checkbox"/>		Taylor								
<input checked="" type="checkbox"/>		Zapata								
<input checked="" type="checkbox"/>		Bean, Chair								
Yeas	Nays	TOTALS	Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays
16	0									

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2 (for drafter's use only)

Bill No. HB 291

COUNCIL/COMMITTEE ACTION

ADOPTED \_\_\_\_\_ (Y/N)  
ADOPTED AS AMENDED \_\_\_\_\_ (Y/N)  
ADOPTED W/O OBJECTION  (Y/N)  
FAILED TO ADOPT \_\_\_\_\_ (Y/N)  
WITHDRAWN \_\_\_\_\_ (Y/N)  
OTHER \_\_\_\_\_

1 Council/Committee hearing bill: Healthcare Council

2 Representative(s) Bean offered the following:

3  
4 **Substitute Amendment to traveling amendment #1**

5 Remove line(s) 105 and insert:

6 Section 2. This act shall take effect October 1, 2007,  
7 except that changes to the State Group Insurance Program  
8 established pursuant to s. 110.123, Florida Statutes, shall take  
9 effect only if a specific appropriation is made in the General  
10 Appropriations Act for Fiscal Year 2007-2008.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No.   1   (for drafter's use only)

Bill No. HB 291

COUNCIL/COMMITTEE ACTION

ADOPTED  (Y/N)  
ADOPTED AS AMENDED  (Y/N)  
ADOPTED W/O OBJECTION  (Y/N)  
FAILED TO ADOPT  (Y/N)  
WITHDRAWN  (Y/N)  
OTHER

*See Substitute*

1 Council/Committee hearing bill: Healthcare Council  
2 The Committee on Health Innovation offered the following:

3  
4 **Amendment (with directory and title amendments)**

5 Remove line(s) 105 and insert:

6  
7 Section 2. This act shall take effect October 1, 2007.

This amendment was adopted in HI on 3/27/07 and is traveling with the bill and requires no further action.



House of Representatives  
COUNCIL/COMMITTEE BILL ACTION WORK SHEET

Council/Committee: Healthcare  
 Meeting Date: 4/17/07  
 Place: Morris Hall  
 Time: 9:00 AM

Bill Number: HB 509  
 Date Received: \_\_\_\_\_  
 Date Reported: \_\_\_\_\_  
 Subject: children's services

Council/Committee Action:

- |  |   |
|--|---|
| <input type="checkbox"/> Favorable   | <input type="checkbox"/> Retained for Reconsideration |
| <input type="checkbox"/> Favorable w/ _____ amendments                       | <input type="checkbox"/> Reconsidered                 |
| <input checked="" type="checkbox"/> Favorable w/Council/Committee Substitute | <input type="checkbox"/> Temporarily Postponed        |
| <input type="checkbox"/> Other Action: _____                                 | <input type="checkbox"/> Unfavorable                  |

Final Vote On Bill		MEMBERS	<i>trailing word</i>							
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
✓		Anderson								
✓		Ausley								
✓		Ford								
✓		Galvano								
✓		Garcia								
✓		Gibson								
✓		Harrell								
✓		Hays								
✓		Hooper								
✓		Patronis								
✓		Porth								
✓		Schwartz								
✓		Skidmore								
✓		Taylor								
✓		Zapata								
✓		Bean, Chair								
Yeas	Nays	TOTALS	Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays
15	0									

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE

*Harrell - Yea after roll call*

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

Bill No. HB 509

COUNCIL/COMMITTEE ACTION

ADOPTED                                   \_\_\_ (Y/N)  
ADOPTED AS AMENDED                   \_\_\_ (Y/N)  
ADOPTED W/O OBJECTION               \_\_\_ (Y/N)  
FAILED TO ADOPT                       \_\_\_ (Y/N)  
WITHDRAWN                              \_\_\_ (Y/N)  
OTHER                                   \_\_\_\_\_

---

1 Council/Committee hearing bill: Healthcare Council  
2 Committee on Healthy Families offered the following:

3  
4           **Amendment**

5           Between line(s) 117 & 118 insert:

6           (g) Identify existing and potential funding streams and  
7 resources for children's services, including, but not limited  
8 to, public funding, foundation and organization grants, and  
9 other forms of private funding opportunities, including public-  
10 private partnerships.

This amendment was adopted in HF on 3/20/07 and is traveling with the bill and requires no further action.

House of Representatives  
 COUNCIL/COMMITTEE BILL ACTION WORK SHEET

Council/Committee: Healthcare  
 Meeting Date: 4/17/07  
 Place: Morris Hall  
 Time: 9:00 AM

Bill Number: HB 599  
 Date Received: \_\_\_\_\_  
 Date Reported: \_\_\_\_\_  
 Subject: adoption

Council/Committee Action:

- Favorable
- Favorable w/ \_\_\_\_\_ amendments
- Favorable w/Council/Committee Substitute
- Other Action: \_\_\_\_\_
- Retained for Reconsideration
- Reconsidered
- Temporarily Postponed
- Unfavorable

Final Vote On Bill		MEMBERS	1 <i>traveling</i>		2 <i>traveling</i>		3 <i>traveling</i>		4 <i>traveling</i>	
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
<input checked="" type="checkbox"/>		Anderson								
<input checked="" type="checkbox"/>		Ausley	<i>no action needed</i>		<i>no action needed</i>		<i>no action needed</i>		<i>no action needed</i>	
<input checked="" type="checkbox"/>		Ford	<i>no action needed</i>		<i>no action needed</i>		<i>no action needed</i>		<i>no action needed</i>	
<input checked="" type="checkbox"/>		Galvano	<i>no action needed</i>		<i>no action needed</i>		<i>no action needed</i>		<i>no action needed</i>	
<input checked="" type="checkbox"/>		Garcia								
<input checked="" type="checkbox"/>		Gibson								
<input checked="" type="checkbox"/>		Harrell								
<input checked="" type="checkbox"/>		Hays								
<input checked="" type="checkbox"/>		Hooper								
<input checked="" type="checkbox"/>		Patronis								
<input checked="" type="checkbox"/>		Porth								
<input checked="" type="checkbox"/>		Schwartz								
<input checked="" type="checkbox"/>		Skidmore								
<input checked="" type="checkbox"/>		Taylor								
<input checked="" type="checkbox"/>		Zapata								
<input checked="" type="checkbox"/>		Bean, Chair								
Yeas	Nays	TOTALS	Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays
15	0									

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE

House of Representatives  
COUNCIL/COMMITTEE BILL ACTION WORK SHEET

Council/Committee: \_\_\_\_\_  
Meeting Date: \_\_\_\_\_  
Place: \_\_\_\_\_  
Time: \_\_\_\_\_

Bill Number: \_\_\_\_\_  
Date Received: \_\_\_\_\_  
Date Reported: \_\_\_\_\_  
Subject: \_\_\_\_\_

Council/Committee Action:

- Favorable
- Favorable w/ \_\_\_\_\_ amendments
- Favorable w/Council/Committee Substitute
- Other Action: \_\_\_\_\_
- Retained for Reconsideration
- Reconsidered
- Temporarily Postponed
- Unfavorable

Final Vote On Bill		MEMBERS	5 <i>traveling</i>		6 <i>traveling</i>		7 <i>traveling</i>		8 <i>traveling</i>	
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
		Anderson								
		Ausley								
		Ford								
		Galvano								
		Garcia								
		Gibson								
		Harrell								
		Hays								
		Hooper								
		Patronis								
		Porth								
		Schwartz								
		Skidmore								
		Taylor								
		Zapata								
		Bean, Chair								
Yeas	Nays	TOTALS	Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE

House of Representatives  
COUNCIL/COMMITTEE BILL ACTION WORK SHEET

Council/Committee: \_\_\_\_\_  
Meeting Date: \_\_\_\_\_  
Place: \_\_\_\_\_  
Time: \_\_\_\_\_

Bill Number: \_\_\_\_\_  
Date Received: \_\_\_\_\_  
Date Reported: \_\_\_\_\_  
Subject: \_\_\_\_\_

Council/Committee Action:

- Favorable
- Favorable w/ \_\_\_\_\_ amendments
- Favorable w/Council/Committee Substitute
- Other Action: \_\_\_\_\_
- Retained for Reconsideration
- Reconsidered
- Temporarily Postponed
- Unfavorable

Final Vote On Bill		MEMBERS	9		10		11		12	
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
		Anderson								
		Ausley	w/o		w/o		w/o		w/o	
		Ford								
		Galvano								
		Garcia								
		Gibson								
		Harrell								
		Hays								
		Hooper								
		Patronis								
		Porth								
		Schwartz								
		Skidmore								
		Taylor								
		Zapata								
		Bean, Chair								
Yeas	Nays	TOTALS	Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE

House of Representatives  
COUNCIL/COMMITTEE BILL ACTION WORK SHEET

Council/Committee: \_\_\_\_\_ Bill Number: \_\_\_\_\_  
 Meeting Date: \_\_\_\_\_ Date Received: \_\_\_\_\_  
 Place: \_\_\_\_\_ Date Reported: \_\_\_\_\_  
 Time: \_\_\_\_\_ Subject: \_\_\_\_\_

- Council/Committee Action:
- Favorable
  - Favorable w/ \_\_\_\_\_ amendments
  - Favorable w/Council/Committee Substitute
  - Other Action: \_\_\_\_\_
  - Retained for Reconsideration
  - Reconsidered
  - Temporarily Postponed
  - Unfavorable

Final Vote On Bill		MEMBERS	13		14					
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
		Anderson								
		Ausley	4/6		W/6					
		Ford	5/7		8/7					
		Galvano								
		Garcia								
		Gibson								
		Harrell								
		Hays								
		Hooper								
		Patronis								
		Porth								
		Schwartz								
		Skidmore								
		Taylor								
		Zapata								
		Bean, Chair								
Yeas	Nays	TOTALS	Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

Bill No. HB 599

COUNCIL/COMMITTEE ACTION

ADOPTED                           \_\_ (Y/N)  
ADOPTED AS AMENDED           \_\_ (Y/N)  
ADOPTED W/O OBJECTION       \_\_ (Y/N)  
FAILED TO ADOPT               \_\_ (Y/N)  
WITHDRAWN                      \_\_ (Y/N)  
OTHER                           \_\_\_\_\_

1 Council/Committee hearing bill: Healthcare Council  
2 Committee on Healthy Families offered the following:

3

4       **Amendment (with title amendment)**

5       Remove lines 737-738 and insert: the court.

6

7

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

9       Remove lines 58-59 and insert: requiring

This amendment was adopted in HF on 3/20/07 and is traveling with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2

Bill No. HB 599

COUNCIL/COMMITTEE ACTION

ADOPTED                                   \_\_ (Y/N)  
ADOPTED AS AMENDED                   \_\_ (Y/N)  
ADOPTED W/O OBJECTION               \_\_ (Y/N)  
FAILED TO ADOPT                       \_\_ (Y/N)  
WITHDRAWN                              \_\_ (Y/N)  
OTHER                                   \_\_\_\_\_

---

1 Council/Committee hearing bill: Healthcare Council  
2 Committee on Healthy Families offered the following:

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

5       Remove lines 751-767 and restore current law.  
6

7  
8       ===== T I T L E A M E N D M E N T =====

9       Remove lines 59-62 and insert:

10      adoptive parents under certain circumstances; providing  
11      conditions under which a court must

This amendment was adopted in HF on 3/20/07 and is traveling with the bill and requires no further action.



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 3

Bill No. HB 599

COUNCIL/COMMITTEE ACTION

ADOPTED                                   \_\_\_ (Y/N)  
ADOPTED AS AMENDED                   \_\_\_ (Y/N)  
ADOPTED W/O OBJECTION               \_\_\_ (Y/N)  
FAILED TO ADOPT                       \_\_\_ (Y/N)  
WITHDRAWN                              \_\_\_ (Y/N)  
OTHER                                   \_\_\_\_\_

1 Council/Committee hearing bill: Healthcare Council  
2 Committee on Healthy Families offered the following:

3  
4           **Amendment**

5           Remove line 766 and insert:  
6 supervision reports to the court, ~~department~~ until

This amendment was adopted in HF on 3/20/07 and is traveling with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 4

Bill No. HB 599

COUNCIL/COMMITTEE ACTION

ADOPTED                                   \_\_ (Y/N)  
ADOPTED AS AMENDED                   \_\_ (Y/N)  
ADOPTED W/O OBJECTION               \_\_ (Y/N)  
FAILED TO ADOPT                       \_\_ (Y/N)  
WITHDRAWN                              \_\_ (Y/N)  
OTHER                                    \_\_\_\_\_

---

1 Council/Committee hearing bill: Healthcare Council  
2 Committee on Healthy Families offered the following:

3  
4       **Amendment**

5       Remove line 807 and insert:

6       pending further proceedings if they desire continued placement,  
7       and if the court finds it is in the child's best interest.

This amendment was adopted in HF on 3/20/07 and is traveling with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 5

Bill No. HB 599

COUNCIL/COMMITTEE ACTION

ADOPTED                                   \_\_ (Y/N)  
ADOPTED AS AMENDED                   \_\_ (Y/N)  
ADOPTED W/O OBJECTION               \_\_ (Y/N)  
FAILED TO ADOPT                       \_\_ (Y/N)  
WITHDRAWN                              \_\_ (Y/N)  
OTHER                                    \_\_\_\_\_

---

1 Council/Committee hearing bill: Healthcare Council  
2 Committee on Healthy Families offered the following:

3  
4        **Amendment**  
5        Remove line 1750 and insert:  
6 and the names ~~name~~ of the petitioner and the minor shall not

This amendment was adopted in HF on 3/20/07 and is traveling with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 6

Bill No. HB 599

COUNCIL/COMMITTEE ACTION

ADOPTED \_\_\_\_\_ (Y/N)  
ADOPTED AS AMENDED \_\_\_\_\_ (Y/N)  
ADOPTED W/O OBJECTION \_\_\_\_\_ (Y/N)  
FAILED TO ADOPT \_\_\_\_\_ (Y/N)  
WITHDRAWN \_\_\_\_\_ (Y/N)  
OTHER \_\_\_\_\_

1 Council/Committee hearing bill: Healthcare Council  
2 Committee on Healthy Families offered the following:

**Amendment (with title amendment)**

Remove lines 1872-1909 and renumber subsequent sections.

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

Remove lines 140-146 and insert:

effect at the time the petition was filed; amending s. 409.176,  
F.S.;

This amendment was adopted in HF on 3/20/07 and is traveling with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 7 (for drafter's use only)

Bill No. HB 599

COUNCIL/COMMITTEE ACTION

ADOPTED                            \_\_\_ (Y/N)  
ADOPTED AS AMENDED               \_\_\_ (Y/N)  
ADOPTED W/O OBJECTION           \_\_\_ (Y/N)  
FAILED TO ADOPT                   \_\_\_ (Y/N)  
WITHDRAWN                         \_\_\_ (Y/N)  
OTHER                               \_\_\_\_\_

1 Council/Committee hearing bill: Healthcare Council  
2 Committee on Healthy Families offered the following:  
3

4       **Amendment (with directory and title amendments)**

5       Between lines 931 and 932 insert:

6       (2) DISCLOSURE TO ADOPTIVE PARENTS.--

7       (a) At the time that an adoption entity identifies  
8 prospective adoptive parents for a born or unborn child whose  
9 parents are seeking to place the child for adoption or whose  
10 rights were terminated pursuant to chapter 39, the adoption  
11 entity shall provide the prospective adoptive parents with  
12 information on the background of the child to the extent such  
13 information is available. The adoption entity has the right and  
14 duty to request from the biological mother, custodian or the  
15 Department of Children and Families all information necessary to  
16 provide disclosure under this section. If any of the  
17 information is unavailable because the birth mother or custodian  
18 refuses to disclose such information, the adoption entity has an  
19 affirmative duty to provide the information within 14 days after  
20 the information becomes available. In all cases, the prospective

This amendment was adopted in HF on 3/20/07 and is traveling with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 7 (for drafter's use only)

21 adoptive parents shall receive all available information by the  
22 date that the final hearing on the adoption is noticed with the  
23 court. The information that is required to be disclosed  
24 includes:

25 1. A family social and medical history form completed  
26 pursuant to s. 63.082.

27 2. The biological mother's medical records documenting  
28 her prenatal care and the birth and delivery of the child.

29 3. A complete set of the child's medical records  
30 documenting all medical treatment and care since the child's  
31 birth.

32 4. All mental health, psychological, and psychiatric  
33 records, reports, and evaluations concerning the child.

34 5. The child's educational records, which include all  
35 records concerning any special education needs of the child.

36 6. Records documenting all incidents that required the  
37 department to provide services to the child, including, but  
38 not limited to, all orders of adjudication of dependency or  
39 termination of parental rights issued pursuant to chapter 39,  
40 any case plans drafted to address the child's needs, all  
41 protective services investigations identifying the child as a  
42 victim, and all guardian ad litem reports filed with the court  
43 concerning the child.

44 7. Written information concerning the availability of  
45 adoption subsidies for the child.

46 (b) When providing disclosure pursuant to this  
47 subsection, the adoption entity shall redact any confidential  
48 identifying information concerning the child's parents,  
49 siblings, and relatives, and perpetrators of crimes against  
50 the child or involving the child.

This amendment was adopted in HF on 3/20/07 and is traveling with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 7 (for drafter's use only)

51        (3) ~~(2)~~ ACKNOWLEDGMENT OF DISCLOSURE.--The adoption  
52 entity must obtain a written statement acknowledging receipt  
53 of the disclosures ~~disclosure~~ required under subsections  
54 ~~subsection~~ (1) and (2) and signed by the persons receiving the  
55 disclosure or, if it is not possible to obtain such an  
56 acknowledgment, the adoption entity must execute an affidavit  
57 stating why an acknowledgment could not be obtained. If the  
58 disclosure was delivered by certified ~~United States~~ mail,  
59 return receipt requested, a return receipt signed by the  
60 person from whom acknowledgment is required is sufficient to  
61 meet the requirements of this subsection. A copy of the  
62 acknowledgment of receipt of the disclosure must be provided  
63 to the person signing it. A copy of the acknowledgment or  
64 affidavit executed by the adoption entity in lieu of the  
65 acknowledgment must be maintained in the file of the adoption  
66 entity. The original acknowledgment or affidavit must be filed  
67 with the court.

68        (4) ~~(3)~~ REVOCATION OF CONSENT.--Failure to meet the  
69 requirements of this section ~~subsection (1) or subsection (2)~~  
70 does not constitute grounds for revocation of a consent to  
71 adoption or withdrawal of an affidavit of nonpaternity unless  
72 the extent and circumstances of such a failure result in a  
73 material failure of fundamental fairness in the administration  
74 of due process, or the failure constitutes or contributes  
75 materially to fraud or duress in obtaining a consent to  
76 adoption or affidavit of nonpaternity.

77  
78 ===== D I R E C T O R Y   A M E N D M E N T =====

79        Remove line 843 and insert:

80        Section 13.    Section 63.085, Florida

This amendment was adopted in HF on 3/20/07 and is traveling  
with the bill and requires no further action.

Page 3 of 4

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 7 (for drafter's use only)

81  
82  
83  
84  
85  
86

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

Remove line 66 and insert:  
for required disclosures by an adoption entity; requiring that  
background information on the child be revealed to prospective  
adoptive parents; amending

This amendment was adopted in HF on 3/20/07 and is traveling with the bill and requires no further action.



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 8

Bill No. HB 599

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	___	(Y/N)
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	_____	

---

1 Council/Committee hearing bill: Healthcare Council  
 2 Committee on Healthy Families offered the following:

**Amendment (with title amendment)**

Remove lines 1462-1485 and insert:

6 (3) PRELIMINARY HOME STUDY.--Before placing the minor in  
 7 the intended adoptive home, a preliminary home study must be  
 8 performed by a licensed child-placing agency, a child-caring  
 9 agency registered under s. 409.176, a licensed professional, or  
 10 an agency described in s. 61.20(2), unless the adoptee is an  
 11 adult or the petitioner is a stepparent or a relative. If the  
 12 adoptee is an adult or the petitioner is a stepparent or a  
 13 relative, a preliminary home study may be required by the court  
 14 for good cause shown. The department is required to perform the  
 15 preliminary home study only if there is no licensed child  
 16 placing agency, child-caring agency registered under s. 409.176,  
 17 licensed professional, or agency described in s. 61.20(2), in  
 18 the county where the prospective adoptive parents reside. The  
 19 preliminary home study must be made to determine the suitability  
 20 of the intended adoptive parents and may be completed before  
 21 ~~prior~~ to identification of a prospective adoptive minor. A

This amendment was adopted in HF on 3/20/07 and is traveling with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 8

22 favorable preliminary home study is valid for 1 year after the  
23 date of its completion. Upon its completion, a copy of the home  
24 study must be provided to the intended adoptive parents who were  
25 the subject of the home study. A minor may not be placed in an  
26 intended adoptive home before a favorable preliminary home study  
27 is completed unless the adoptive home is also a licensed foster  
28 home under s. 409.175. The preliminary home study must include,  
29 at a minimum:

30

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

32 Remove line 92-93 and insert:

33 the court; amending s. 63.097,

This amendment was adopted in HF on 3/20/07 and is traveling with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 9

Bill No. 599

COUNCIL/COMMITTEE ACTION

ADOPTED                                   \_\_\_ (Y/N)  
ADOPTED AS AMENDED                   \_\_\_ (Y/N)  
ADOPTED W/O OBJECTION                 (Y/N)  
FAILED TO ADOPT                        \_\_\_ (Y/N)  
WITHDRAWN                               \_\_\_ (Y/N)  
OTHER                                     \_\_\_\_\_

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1 Council hearing bill: Health Care  
2 Representative Mahon offered the following:

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

5           Remove line(s) 182-291 and insert:

6           (1) "Abandoned" means a situation in which the parent or  
7 person having legal custody of a child, while being able, makes  
8 no provision for the child's support and makes little or no  
9 effort to communicate with the child, which situation is  
10 sufficient to evince an intent to reject parental  
11 responsibilities. If, in the opinion of the court, the efforts  
12 of such parent or person having legal custody of the child to  
13 support and communicate with the child are only marginal efforts  
14 that do not evince a settled purpose to assume all parental  
15 duties, the court may declare the child to be abandoned. In  
16 making this decision, the court may consider the conduct of a  
17 father towards the child's mother during her pregnancy.

18           (2) "Adoption" means the act of creating the legal  
19 relationship between parent and child where it did not exist,  
20 thereby declaring the child to be legally the child of the  
21 adoptive parents and their heir at law and entitled to all the

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 9

22 rights and privileges and subject to all the obligations of a  
23 child born to such adoptive parents in lawful wedlock.

24 (3) "Adoption entity" means the department, an agency, a  
25 child-caring agency registered under s. 409.176, an  
26 intermediary, or a child-placing agency licensed in another  
27 state which is qualified by the department to place children in  
28 the State of Florida.

29 ~~(4)-(20)~~ "Adoption plan" means an arrangement ~~arrangements~~  
30 made by a birth parent or other individual having a legal right  
31 to custody of a minor child, born or to be born, with an  
32 adoption entity in furtherance of placing ~~the placement of~~ the  
33 minor for adoption.

34 ~~(5)-(4)~~ "Adult" means a person who is not a minor.

35 ~~(6)-(5)~~ "Agency" means any child-placing agency licensed by  
36 the department pursuant to s. 63.202 to place minors for  
37 adoption.

38 ~~(7)-(6)~~ "Child" has the same meaning as in s. 39.01.

39 ~~(8)-(7)~~ "Court" means any circuit court of this state and,  
40 when the context requires, the court of any state that is  
41 empowered to grant petitions for adoption.

42 ~~(9)-(8)~~ "Department" means the Department of Children and  
43 Family Services.

44 ~~(10)-(9)~~ "Intermediary" means an attorney who is licensed  
45 or authorized to practice in this state and who is placing or  
46 intends to place a child for adoption, including placing  
47 children born in another state with citizens of this state or  
48 country or placing children born in this state with citizens of  
49 another state or country.

50 ~~(11)~~ "Legal custodian" means the person or entity in whom  
51 the legal right to custody is vested.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 9

52        (12)-(10) "Legal custody" means a legal status created by  
53 court order or letter of guardianship that vests in a custodian  
54 or guardian of the child, whether an agency or an individual,  
55 the right to have physical custody of the child and the right  
56 and duty to protect, train, and discipline the child and to  
57 provide him or her with food, shelter, education, and ordinary  
58 medical, dental, psychiatric, and psychological care ~~has the~~  
59 ~~meaning ascribed in s. 39.01.~~

60        (13)-(11) "Minor" means a person under the age of 18 years.

61        (14)-(12) "Parent" means a woman who gives birth to a child  
62 or a man whose consent to the adoption of the child would be  
63 required under s. 63.062(1). If a child has been legally  
64 adopted, the term "parent" means the adoptive mother or father  
65 of the child. The term does not include an individual whose  
66 parental relationship to the child has been legally terminated  
67 or an alleged or prospective father ~~has the same meaning~~  
68 ~~ascribed in s. 39.01.~~

69        (15)-(13) "Person" includes a natural person, corporation,  
70 government or governmental subdivision or agency, business  
71 trust, estate, trust, partnership, or association, and any other  
72 legal entity.

73        (16) "Placement" or "to place" means the process of a  
74 parent or legal guardian surrendering a child for adoption and  
75 the prospective adoptive parents receiving and adopting the  
76 child, and includes all actions by any person or adoption entity  
77 participating in the process.

78        (17) "Primarily lives and works in Florida" means that a  
79 person lives and works in this state at least 6 months and 1 day  
80 of the year, is a member of military personnel who designates  
81 Florida as his or her place of residence in accordance with the

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 9

82 Servicemembers Civil Relief Act, Pub. L. No. 108-189, or is a  
83 citizen of the United States living in a foreign country who  
84 designates Florida as his or her place of residence.

85 ~~(16) "Placement" means the process of a parent or legal~~  
86 ~~guardian surrendering a child for adoption and the prospective~~  
87 ~~adoptive parents receiving and adopting the child and all~~  
88 ~~actions by any adoption entity participating in placing the~~  
89 ~~child.~~

90 (18) "Primarily lives and works outside Florida" means  
91 that a person who lives and works outside this state at least 6  
92 months and 1 day of the year, is a member of military personnel  
93 who designates a state other than designate Florida as his or  
94 her their place of residence in accordance with the  
95 Servicemembers Civil Relief Act, Pub. L. No. 108-189 Soldiers'  
96 and Sailors' Civil Relief Act of 1940, or is a citizen employees  
97 of the United States Department of State living in a foreign  
98 country who designates designate a state other than Florida as  
99 his or her their place of residence.

100 ~~(19)(14)~~ (19) "Relative" means a person related by blood within  
101 the third degree of consanguinity, by adoption, or by marriage  
102 to the person being adopted within the third degree of  
103 consanguinity.

104 ~~(20)(18)~~ (20) "Suitability of the intended placement" includes  
105 the fitness of the intended placement, with primary  
106 consideration being given to the best interest of the child.

107 ~~(21)(19)~~ (21) "Unmarried biological father" means the child's  
108 biological father who is not married to the child's mother at  
109 the time of conception or birth of the child and who, prior to  
110 the filing of the petition to terminate parental rights, has not  
111 been declared by a court of competent jurisdiction to be the

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 9

112 legal father of the child or has not executed an affidavit  
113 pursuant to s. 382.013(2)(c).

114

115

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

117 Remove line 9 and insert:

118

119 the terms "legal custodian" and "primarily lives and works  
120 in Florida"; amending

121

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 10

Bill No. 599

COUNCIL/COMMITTEE ACTION

ADOPTED                                   \_\_ (Y/N)  
ADOPTED AS AMENDED                   \_\_ (Y/N)  
ADOPTED W/O OBJECTION                ✓\_\_ (Y/N)  
FAILED TO ADOPT                        \_\_ (Y/N)  
WITHDRAWN                               \_\_ (Y/N)  
OTHER                                    \_\_\_\_\_

1 Council hearing bill: Health Care  
2 Representative Mahon offered the following:

3  
4        **Amendment (with title amendment)**  
5        Remove line(s) 1647-1650.

6  
7  
8  
9        ===== T I T L E   A M E N D M E N T =====  
10        Remove line(s) 103-105 and insert:  
11        circumstances; amending s. 63.125, F.S.; providing that  
12        certain



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 11

Bill No. 599

COUNCIL/COMMITTEE ACTION

ADOPTED                            \_\_\_ (Y/N)  
ADOPTED AS AMENDED            \_\_\_ (Y/N)  
ADOPTED W/O OBJECTION        ✓\_\_\_ (Y/N)  
FAILED TO ADOPT                \_\_\_ (Y/N)  
WITHDRAWN                       \_\_\_ (Y/N)  
OTHER                             \_\_\_\_\_

1 Council hearing bill: Healthcare  
2 Representative Mahon offered the following:

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

5        Between lines 1761 and 1762 insert:

6  
7        Section 28. Section 63.182, Florida Statutes, is amended to  
8 read:

9        63.182 Statute of repose.--

10       (1) Notwithstanding s. 95.031 or s. 95.11 or any other  
11 statute, an action or proceeding of any kind to vacate, set  
12 aside, or otherwise nullify a judgment of adoption or an  
13 underlying judgment terminating parental rights on any ground  
14 may not be filed more than 1 year after entry of the judgment  
15 terminating parental rights.

16       (2) (a) Except for the specific persons expressly entitled  
17 to be given notice of an adoption in accordance with this  
18 chapter, the interest that entitles a person to notice of an  
19 adoption of a minor must be direct, financial, and immediate,  
20 and the person must show that he or she will gain or lose by the  
21 direct legal operation and effect of the judgment. A showing of

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 11

22 an indirect, inconsequential, or contingent interest is wholly  
23 inadequate, and a person with this indirect interest lacks  
24 standing to set aside a judgment of adoption of a minor.

25 (b) This subsection is remedial and shall apply to all  
26 adoptions, including those in which a judgment of adoption has  
27 already been entered.

28

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

30 Remove line 126 and insert:

31

32 pertaining to an adoption; amending s.63.182, F.S. ;  
33 providing that the statute of repose applies to the  
34 adoption of a minor; amending s. 63.192, F.S. ;

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 12

Bill No. 599

COUNCIL/COMMITTEE ACTION

ADOPTED                                   \_\_\_ (Y/N)  
ADOPTED AS AMENDED                   \_\_\_ (~~Y/N~~)  
ADOPTED W/O OBJECTION                ~~\_\_\_~~ (Y/N)  
FAILED TO ADOPT                       \_\_\_ (Y/N)  
WITHDRAWN                               \_\_\_ (Y/N)  
OTHER                                     \_\_\_\_\_

1 Council hearing bill: Healthcare  
2 Representative Mahon offered the following:

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

5       Remove line 2033 and insert:

6       Section 37. If any provision of this act or the  
7 application thereof to any person or circumstances is held  
8 invalid, the invalidity does not affect other provisions or  
9 applications of the act which can be given effect without the  
10 invalid provision or application and, to this end, the  
11 provisions of this act are severable.

12       Section 38. This act shall take effect July 1, 2007.

13  
14  
15  
16 ===== T I T L E   A M E N D M E N T =====

17       Remove line(s) 157-158 and insert:  
18       for children born out of wedlock; providing for  
19       severability; providing an effective date.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 13

Bill No. 599

COUNCIL/COMMITTEE ACTION

ADOPTED                    \_\_\_ (Y/N)  
ADOPTED AS AMENDED       \_\_\_ (Y/N)  
ADOPTED W/O OBJECTION    ✓ (Y/N)  
FAILED TO ADOPT           \_\_\_ (Y/N)  
WITHDRAWN                 \_\_\_ (Y/N)  
OTHER                     \_\_\_\_\_

1 Council hearing bill: Healthcare  
2 Representatives Galvano, Zapata, Garcia and Ausley offered the  
3 following:

4  
5       **Amendment (with title amendment)**

6       Between lines 1871 and 1872 insert:

7  
8       Section 33. Section 382.017, Florida Statutes, is amended  
9 to read:

10       382.017 Foreign births.—

11       (1) Upon request, the department shall prepare and  
12 register a certificate of foreign birth for an adoptee born in a  
13 foreign country who is not a citizen of the United States and  
14 whose judgment of adoption was entered by a court of competent  
15 jurisdiction of this state. The certificate shall be established  
16 upon receipt of the report or certified copy of the adoption  
17 decree, proof of the date and place of the adoptee's birth, and  
18 a request that the certificate be prepared from the court, the  
19 adopting parents, or the adoptee if of legal age. The  
20 certificate shall be labeled "Certificate of Foreign Birth" and  
21 shall show the true country and date of birth of the adoptee,

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 13

22 and must include a statement that the certificate is not  
23 evidence of United States citizenship. After registering the  
24 certificate of foreign birth in the new name of the adoptee, the  
25 department shall place the adoption report or decree under seal,  
26 not to be broken except pursuant to court order.

27 (2) A certificate of foreign birth for an adoptee born in a  
28 foreign country may be issued without a judgment of adoption by  
29 a court of competent jurisdiction of this state if the adopting  
30 parents submit:

31 1. A certified translation of all documents described in  
32 this subsection that are not in English;

33 2. The decree, order, or certificate of adoption  
34 evidencing finalization of the adoption in the foreign country;

35 3. An IR-3 visa with proof of U.S. citizenship issued upon  
36 entry into the United States for the adoptee;

37 4. Each adopting parent certifies in writing under  
38 penalty of perjury the adoption complies with eligibility  
39 requirements set forth in s. 63.042(3); and

40 5. Proof that each adopting parent is a Florida resident.

41 (3) ~~(2)~~ If the adoptee was born in a foreign country but  
42 was a citizen of the United States at the time of birth, the  
43 department shall not prepare a certificate of foreign birth but  
44 shall notify the adoptive parents, or the adoptee if of legal  
45 age, of the procedure for obtaining a revised birth certificate  
46 through the United States Department of State.

47

48

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

50 Remove line 140 and insert:

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 13

51 effect at the time the petition was filed; amending s.  
52 382.017, F.S.; providing that a certificate of foreign  
53 birth for an adoptee born in a foreign country may be  
54 issued without a judgment of adoption by a court of  
55 competent jurisdiction of this state if the adopting  
56 parents submit specified documentation; amending s.  
57

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 14

Bill No. 599

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	_____	

1 Council hearing bill: Healthcare  
 2 Representative Garcia offered the following:

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

5 Between lines 1871 and 1872 insert:

6  
7 Section 33. Section 383.50, Florida Statutes, is amended to  
8 read:

9 383.50 Treatment of abandoned newborn infant.--

10 383.50 Treatment of abandoned newborn infant.--

11 (1) As used in this section, the term "newborn infant"  
 12 means a child that a licensed physician reasonably believes to  
 13 be approximately 7 3 days old or younger at the time the child  
 14 is left at a hospital, emergency medical services station, or  
 15 fire station.

16  
17 ===== T I T L E A M E N D M E N T =====

18 Remove line 140 and insert:  
 19 effect at the time the petition was filed; amending s.  
 20 383.50, F.S.; increasing the age used to define newborn  
 21 infant; amending s.

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House of Representatives  
COUNCIL/COMMITTEE BILL ACTION WORK SHEET

Council/Committee: Healthcare  
 Meeting Date: 4/17/07  
 Place: Morris Hall  
 Time: 9:00 AM

Bill Number: HB 803  
 Date Received: \_\_\_\_\_  
 Date Reported: \_\_\_\_\_  
 Subject: adoption benefits

Council/Committee Action:

- |  |   |
|--|---|
| <input type="checkbox"/> Favorable   | <input type="checkbox"/> Retained for Reconsideration |
| <input checked="" type="checkbox"/> Favorable w/ _____ amendments            | <input type="checkbox"/> Reconsidered                 |
| <input checked="" type="checkbox"/> Favorable w/Council/Committee Substitute | <input type="checkbox"/> Temporarily Postponed        |
| <input type="checkbox"/> Other Action: _____                                 | <input type="checkbox"/> Unfavorable                  |

Final Vote On Bill		MEMBERS	<i>Strike all amend</i>							
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
<del>✓</del>		Anderson								
✓		Ausley	<i>w/o</i>							
✓		Ford								
✓		Galvano	<i>07</i>							
✓		Garcia								
✓		Gibson								
✓		Harrell								
✓		Hays								
✓		Hooper								
✓		Patronis								
✓		Porth								
✓		Schwartz								
✓		Skidmore								
✓		Taylor								
✓		Zapata								
✓		Bean, Chair								
Yeas	Nays	TOTALS	Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays
15	0									

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

Bill No. 0803

COUNCIL/COMMITTEE ACTION

ADOPTED                                    \_\_\_ (Y/N)  
ADOPTED AS AMENDED                   \_\_\_ (Y/N)  
ADOPTED W/O OBJECTION                ✓ (Y/N)  
FAILED TO ADOPT                        \_\_\_ (Y/N)  
WITHDRAWN                               \_\_\_ (Y/N)  
OTHER                                     \_\_\_\_\_

1 Council/Committee hearing bill:     Healthcare Council  
2 Representative(s) Cusack offered the following:

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

5        Remove everything after the enacting clause and insert:

6        Section 1. Section 409.1663, Florida Statutes, is created  
7 to read:

8        409.1663 Adoption benefits for qualifying adoptive  
9 employees of state agencies.--

10        (1) As used in this section, the term:

11        (a) "Department" means the Department of Children and  
12 Family Services.

13        (b) "Licensed child-placing agency" has the same meaning  
14 as in s. 39.01.

15        (c) "Qualifying adoptive employee" means a full-time or  
16 part-time employee of a state agency who is paid from regular  
17 salary appropriations or who otherwise meets the employer's  
18 definition of a regular rather than temporary employee and who  
19 adopts a child pursuant to this section. For purposes of this  
20 section, the term includes instructional personnel, as defined

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

21 in s. 1012.01, employed by the Florida School for the Deaf and  
22 the Blind.

23 (d) "Special needs child" has the same meaning as in s.  
24 409.166.

25 (e) "State agency" means a branch, department, or agency  
26 of state government for which the Chief Financial Officer  
27 processes payroll requisitions, a state university or community  
28 college as defined in s. 1000.21, a school district unit as  
29 defined in s. 1001.30, or a water management district as defined  
30 in s. 373.019.

31 (2) A qualifying adoptive employee who adopts a special  
32 needs child shall be eligible to receive a lump-sum monetary  
33 benefit in the amount of \$10,000 per child subject to applicable  
34 taxes. Any qualifying adoptive employee who adopts a child whose  
35 permanent custody has been awarded to the department or to a  
36 licensed child-placing agency, other than a special needs child,  
37 shall be eligible to receive a lump-sum monetary benefit in the  
38 amount of \$5,000 per child subject to applicable taxes.

39 (a) Benefits paid to a part-time employee must be prorated  
40 based on the employee's full-time-equivalency status at the time  
41 of applying for the benefits.

42 (b) Monetary benefits are limited to one award per child  
43 adopted regardless of the number of adoptive parents or an  
44 employee's change of employer.

45 (c) The payment of a lump-sum monetary benefit for  
46 adopting a child under this section is subject to a specific  
47 appropriation to the department for such purpose.

48 (3) A qualifying adoptive employee must apply to his or  
49 her agency head to obtain the monetary benefit provided in  
50 subsection (2). Applications must be on forms approved by the

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

51 department and must include a certified copy of the final order  
52 of adoption naming the applicant as the adoptive parent.

53 (4) This section does not affect the right of any  
54 qualifying adoptive employee who adopts a special needs child to  
55 receive adoption assistance under s. 409.166 or any other  
56 statute that provides financial incentives for the adoption of  
57 children.

58 (5) Parental leave for qualifying adoptive employees must  
59 be provided in accordance with the personnel policies and  
60 procedures of the respective state agency employer.

61 (6) The department shall adopt rules to administer this  
62 section. The rules may provide for an application process such  
63 as, but not limited to, an open enrollment period during which  
64 qualifying adoptive parents may apply for monetary benefits  
65 under this section.

66 (7) A monetary benefit paid to a qualifying adoptive  
67 employee employed in a state agency for which the Chief  
68 Financial Officer processes payroll requisitions shall be  
69 disbursed by the Chief Financial Office upon submission of a  
70 payroll requisition by the department. The Chief Financial  
71 Officer shall transfer funds from the department to a state  
72 university, community college, school district unit, or water  
73 management district to enable payment to the respective  
74 qualifying adoptive employee through the respective payroll  
75 systems as long as funds are available for such purpose.

76 (8) Each state agency shall develop a uniform procedure  
77 for informing employees about this benefit and for assisting the  
78 department in making eligibility determinations and processing  
79 applications. Any procedure adopted by a state agency is valid

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

80 and enforceable so long as it does not conflict with the express  
81 terms of this section.

82 Section 2. Participation by employees of a state  
83 university, community college, or school district unit as  
84 provided in this act shall commence with the 2008 open  
85 enrollment period for adoption benefits to be funded in the  
86 2008-2009 fiscal year.

87 Section 3. Sections 110.152, 110.15201, 215.32(2)(c)5.,  
88 and 373.6065, Florida Statutes, are repealed.

89 Section 4. The resources provided to the Department of  
90 Management Services for the adoption benefits for state  
91 employees originally enacted in section 110.152, Florida  
92 Statutes, are transferred to the Department of Children and  
93 Family Services by a type two transfer pursuant to section  
94 20.06(2), Florida Statutes.

95 Section 5. This act shall take effect July 1, 2007.

96

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

98 Remove the entire title and insert:

99 A bill to be entitled

100 An act relating to adoption benefits; creating s.  
101 409.1663, F.S.; providing definitions; expanding a  
102 monetary benefit paid to employees who adopt special needs  
103 children and children in the custody of the state to  
104 include employees of state universities, community  
105 colleges, and school districts; clarifying that the  
106 availability of the monetary benefit is subject to an  
107 appropriation; authorizing the Department of Children and  
108 Family Services to administer the program; providing for  
109 rules; providing for parental leave; providing for

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

110 application and eligibility procedures; providing for the  
111 transfer of funding from the department to nonstate public  
112 entities; providing that application for the monetary  
113 benefit will begin with the 2008 open enrollment period  
114 and the availability of the benefit will begin in the  
115 2008-2009 fiscal year; repealing ss. 110.152, 110.15201,  
116 215.32(2)(c)5., and 373.6065, F.S., relating to the  
117 present program that provides a monetary benefit only to  
118 state agency employees and employees of a water management  
119 district and that is administered by the Department of  
120 Management Services; transferring resources allocated to  
121 provide adoption benefits for state employees from the  
122 Department of Management Services to the Department of  
123 Children and Family Services by a type two transfer;  
124 providing an effective date.

House of Representatives  
COUNCIL/COMMITTEE BILL ACTION WORK SHEET

Council/Committee: Healthcare  
 Meeting Date: 4/17/07  
 Place: Morris Hall  
 Time: 9:00 AM

Bill Number: HB 1019  
 Date Received: \_\_\_\_\_  
 Date Reported: \_\_\_\_\_  
 Subject: assisted living facilities

Council/Committee Action:

- |                                     |  |                          |                              |
|-------------------------------------|--|--------------------------|------------------------------|
| <input type="checkbox"/>            | Favorable                                | <input type="checkbox"/> | Retained for Reconsideration |
| <input type="checkbox"/>            | Favorable w/ _____ amendments            | <input type="checkbox"/> | Reconsidered                 |
| <input checked="" type="checkbox"/> | Favorable w/Council/Committee Substitute | <input type="checkbox"/> | Temporarily Postponed        |
| <input type="checkbox"/>            | Other Action: _____                      | <input type="checkbox"/> | Unfavorable                  |

Final Vote On Bill		MEMBERS	<i>Traveling</i>		<i>Strike all amend</i>		<i>Amend to strike all</i>		Yea	Nay
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay		
✓		Anderson								
✓		Ausley	<i>See</i>		<i>a/</i>		<i>a/</i>			
✓		Ford	<i>strike</i>		<i>g/</i>		<i>g/</i>			
✓		Galvano	<i>all</i>							
✓		Garcia								
✓		Gibson								
✓		Harrell								
✓		Hays								
✓		Hooper								
✓		Patronis								
✓		Porth								
✓		Schwartz								
✓		Skidmore								
✓		Taylor								
✓		Zapata								
✓		Bean, Chair								
Yeas	Nays	TOTALS	Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays
16	0									

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE

COUNCIL/COMMITTEE ACTION

ADOPTED \_\_\_\_\_ (Y/N)  
ADOPTED AS AMENDED \_\_\_\_\_ (Y/N)  
ADOPTED W/O OBJECTION  (Y/N)  
FAILED TO ADOPT \_\_\_\_\_ (Y/N)  
WITHDRAWN \_\_\_\_\_ (Y/N)  
OTHER \_\_\_\_\_

1 Council/Committee hearing bill: Healthcare Council  
2 Representative Harrell offered the following:

3  
4 **Amendment to Amendment ( 2 ) by Representative Nehr (with**  
5 **title amendments)**

6 Remove line(s) 45 and insert:

7 Section 2. Subsection (2) of section 429.907, Florida  
8 Statutes, is amended to read:

9 429.907 License requirement; fee; exemption; display.--

10 (2) Except as otherwise provided in this subsection,  
11 separate Separate licenses are required for centers operated on  
12 separate premises, even though operated under the same  
13 management. Separate licenses are not required for separate  
14 buildings on the same premises.

15 (a) In the event a licensed center becomes wholly or  
16 substantially unusable due to a disaster as defined in s.  
17 252.34(1) or due to an emergency as defined in s. 252.34(3):

18 1. The licensee may continue to operate under its current  
19 license in a premise or premises separate from that authorized  
20 under the license if the licensee has:

21 a. Specified the location of the premise or premises in  
22 its Comprehensive Emergency Management Plan submitted to and

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

23 approved by the applicable county emergency management

24 authority; and

25 b. Notified AHCA and the county emergency management  
26 authority within 24 hours of operating in the separate premise  
27 or premises.

28 2. The licensee shall operate the separate premise or  
29 premises only while the licensed center's original location is  
30 substantially unusable and for no longer than 180 days. AHCA  
31 may extend use of the alternate premise or premises beyond the  
32 initial 180 days. AHCA may also review the operation of the  
33 disaster premise or premises quarterly.

34 Section 3. This act shall take effect July 1, 2007.

35

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

37 Remove line(s) 49-55 and insert:

38 A bill to be entitled

39 An act relating to assisted living facilities and adult day care  
40 centers; amending s. 429.52, F.S.; requiring the Department of  
41 Elderly Affairs to develop a staff training curriculum;  
42 requiring trainers to be registered with the department;  
43 requiring trainers to document experience and credentials;  
44 requiring the adoption of rules; amending s.429.907, F.S. ;  
45 providing for operation of adult day care centers in temporary  
46 locations in the event of disaster or emergency; providing  
47 notification requirements when adult day care centers relocate;  
48 providing an effective date.

49



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2 (for drafter's use only)

Bill No. 1019

COUNCIL/COMMITTEE ACTION

ADOPTED	<input type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input checked="" type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	_____

1 Council/Committee hearing bill: Healthcare Council  
 2 Representative(s) Nehr offered the following:

**Amendment (with title amendment)**

5 Remove everything after the enacting clause and insert:

6 Be It Enacted by the Legislature of the State of Florida:

8 Section 1. Subsection (8) of section 429.52, Florida  
 9 Statutes, is amended, and subsections (9) through (11) are added  
 10 to that section, to read:

11 429.52 Staff training and educational programs; core  
 12 educational requirement.--

13 (8) The department shall adopt rules related to these  
 14 training requirements, the competency test, necessary  
 15 procedures, and competency test fees and shall adopt or contract  
 16 with another entity to develop a curriculum, which shall be used  
 17 as the minimum core training requirements. The department shall  
 18 consult with representatives of stakeholder associations and  
 19 agencies in the development of the curriculum.

20 (9) The training required by this section shall be  
 21 conducted by persons registered with the department as having  
 22 the requisite experience and credentials to conduct the

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2 (for drafter's use only)

23 training. A person seeking to register as a trainer must provide  
24 the department with proof of completion of the minimum core  
25 training education requirements, successful passage of the  
26 competency test established under this section, and proof of  
27 compliance with the continuing education requirement in  
28 subsection (4).

29 (10) A person seeking to register as a trainer must also:

30 (a) Provide proof of completion of a 4-year degree from an  
31 accredited college or university and must have worked in a  
32 management position in an assisted living facility for 3 years  
33 after being core certified;

34 (b) Have worked in a management position in an assisted  
35 living facility for 5 years after being core certified and have  
36 1 year of teaching experience as an educator or staff trainer  
37 for persons who work in assisted living facilities or other  
38 long-term care settings;

39 (c) Have been previously employed as a core trainer for  
40 the department; or

41 (d) Meet other qualification criteria as defined in rule,  
42 which the department is authorized to adopt.

43 (11) The department shall adopt rules to establish trainer  
44 registration requirements.

45 Section 2. This act shall take effect July 1, 2007

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

48 Remove the entire title and insert:

49 A bill to be entitled

50 An act relating to assisted living facilities; amending s.  
51 429.52, F.S.; requiring the Department of Elderly Affairs  
52 to develop a staff training curriculum; requiring trainers  
53 to be registered with the department; requiring trainers

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2 (for drafter's use only)

54 to document experience and credentials; requiring the  
55 adoption of rules; providing a conditional effective date.  
56  
57

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

Bill No. 1019

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	___	(Y/N)
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	_____	

*See Strike all*

1 Council/Committee hearing bill: Healthcare Council  
 2 Committee on Healthy Seniors offered the following:

**Amendment (with title amendments)**

Remove line(s) 58 and insert:

6 Section 3. This act shall take effect July 1, 2007, only  
 7 if a specific appropriation to the Department of Elder Affairs  
 8 to fund the provisions of this act is made in the General  
 9 Appropriations Act for fiscal year 2007-2008.

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

Remove line(s) 7 through 8 and insert:

13 adoption of rules; providing appropriations; providing a  
 14 conditional effective date.

15  
 This amendment was adopted in HS on 03/13/07 and is traveling  
 with the bill and requires no further action. However, the new  
 strike all will supercede the traveling amendment.

House of Representatives  
COUNCIL/COMMITTEE BILL ACTION WORK SHEET

Council/Committee: Healthcare  
 Meeting Date: 4/19/07  
 Place: Morris Hall  
 Time: 9:00 AM

Bill Number: HB 1021  
 Date Received: \_\_\_\_\_  
 Date Reported: \_\_\_\_\_  
 Subject: Relief / Adam Susser

Council/Committee Action:

- |  |   |
|--|---|
| <input type="checkbox"/> Favorable   | <input type="checkbox"/> Retained for Reconsideration |
| <input type="checkbox"/> Favorable w/ _____ amendments                       | <input type="checkbox"/> Reconsidered                 |
| <input checked="" type="checkbox"/> Favorable w/Council/Committee Substitute | <input type="checkbox"/> Temporarily Postponed        |
| <input type="checkbox"/> Other Action: _____                                 | <input type="checkbox"/> Unfavorable                  |

Final Vote On Bill		MEMBERS	1		2					
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
✓		Anderson								
✓		Ausley	✓		✓					
✓		Ford	✓		✓					
✓		Galvano	✓		✓					
✓		Garcia	✓		✓					
✓		Gibson								
✓		Harrell								
✓		Hays								
✓		Hooper								
✓		Patronis								
✓		Porth								
✓		Schwartz								
✓		Skidmore								
✓		Taylor								
✓		Zapata								
✓		Bean, Chair								
Yeas	Nays	TOTALS	Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays
16	0									

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

Bill No. HB 1021

COUNCIL/COMMITTEE ACTION

ADOPTED                                   \_\_ (Y/N)  
ADOPTED AS AMENDED                   \_\_ (Y/N)  
ADOPTED W/O OBJECTION                ✓\_\_ (Y/N)  
FAILED TO ADOPT                        \_\_ (Y/N)  
WITHDRAWN                               \_\_ (Y/N)  
OTHER                                     \_\_\_\_\_

1 Council/Committee hearing bill:  
2 Representative Hasner offered the following:

3  
4           **Amendment**  
5           Remove line(s) 111 and insert:

6  
7           warrant in the sum of \$668,781.96, plus the interest that has  
8           accrued on those funds in the account maintained by the  
9           district, payable to the special needs

10  
11  
12

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2

Bill No. HB 1021

COUNCIL/COMMITTEE ACTION

ADOPTED                                   \_\_\_ (Y/N)  
ADOPTED AS AMENDED                   \_\_\_ (Y/N)  
ADOPTED W/O OBJECTION                ✓\_\_\_ (Y/N)  
FAILED TO ADOPT                       \_\_\_ (Y/N)  
WITHDRAWN                              \_\_\_ (Y/N)  
OTHER                                    \_\_\_\_\_

1 Council/Committee hearing bill: Healthcare Council  
2 Representative(s) Bean offered the following:

3  
4       **Amendment**

5       Remove line(s) 116 and insert:

6  
7       Section 3. Payment for attorney's fees and costs incurred  
8 by the claimant's attorney(s) shall not exceed \$108,764.  
9 Payment for the professional services and costs of lobbyist(s)  
10 advocating for passage of this claim shall not exceed \$6,688.

11       Section 4. This act shall take effect upon becoming a law.  
12  
13  
14

000000

House of Representatives  
COUNCIL/COMMITTEE BILL ACTION WORK SHEET

Council/Committee: Healthcare  
 Meeting Date: 4/17/07  
 Place: Morris Hall  
 Time: 9:00 AM

Bill Number: HB 1093  
 Date Received: \_\_\_\_\_  
 Date Reported: \_\_\_\_\_  
 Subject: medicaid managed care  
pubt program

Council/Committee Action:

- |                          |  |                                     |                              |
|--------------------------|--|-------------------------------------|------------------------------|
| <input type="checkbox"/> | Favorable                                | <input type="checkbox"/>            | Retained for Reconsideration |
| <input type="checkbox"/> | Favorable w/ _____ amendments            | <input type="checkbox"/>            | Reconsidered                 |
| <input type="checkbox"/> | Favorable w/Council/Committee Substitute | <input checked="" type="checkbox"/> | Temporarily Postponed        |
| <input type="checkbox"/> | Other Action: _____                      | <input type="checkbox"/>            | Unfavorable                  |

Final Vote On Bill		MEMBERS	<i>Strike all Amend</i>							
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
		Anderson								
		Ausley								
		Ford								
		Galvano								
		Garcia								
		Gibson								
		Harrell								
		Hays								
		Hooper								
		Patronis								
		Porth								
		Schwartz								
		Skidmore								
		Taylor								
		Zapata								
		Bean, Chair								
Yeas	Nays	TOTALS	Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE



House of Representatives  
COUNCIL/COMMITTEE BILL ACTION WORK SHEET

Council/Committee: Healthcare  
 Meeting Date: 4/17/07  
 Place: Monica Hall  
 Time: 9:00 AM

Bill Number: HB 1179  
 Date Received: \_\_\_\_\_  
 Date Reported: \_\_\_\_\_  
 Subject: social worker identification

Council/Committee Action:

- |  |   |
|--|---|
| <input type="checkbox"/> Favorable   | <input type="checkbox"/> Retained for Reconsideration |
| <input type="checkbox"/> Favorable w/ _____ amendments                       | <input type="checkbox"/> Reconsidered                 |
| <input checked="" type="checkbox"/> Favorable w/Council/Committee Substitute | <input type="checkbox"/> Temporarily Postponed        |
| <input type="checkbox"/> Other Action: _____                                 | <input type="checkbox"/> Unfavorable                  |

Final Vote On Bill		MEMBERS	1		2		Yea	Nay	Yea	Nay
Yea	Nay		Yea	Nay	Yea	Nay				
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Anderson								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Ausley	4/0		4/0					
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Ford	8/7		8/7					
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Galvano								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Garcia								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Gibson								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Harrell								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Hays								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Hooper								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Patronis								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Porth								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Schwartz								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Skidmore								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Taylor								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Zapata								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Bean, Chair								
Yeas	Nays	TOTALS	Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays
15	0									

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

Bill No. 1179

COUNCIL/COMMITTEE ACTION

ADOPTED                                    \_\_\_ (Y/N)  
ADOPTED AS AMENDED                    \_\_\_ (Y/N)  
ADOPTED W/O OBJECTION                ✓\_\_\_ (Y/N)  
FAILED TO ADOPT                        \_\_\_ (Y/N)  
WITHDRAWN                               \_\_\_ (Y/N)  
OTHER                                     \_\_\_\_\_

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1 Council/Committee hearing bill: Healthcare Council  
2 Representative(s) Richardson offered the following:

3

4           **Amendment**

5           Remove line(s) 48-50 and insert:

6           "social worker" in his or her employment.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2 (for drafter's use only)

Bill No. 1179

COUNCIL/COMMITTEE ACTION

ADOPTED                                   \_\_\_ (Y/N)  
ADOPTED AS AMENDED                   \_\_\_ (Y/N)  
ADOPTED W/O OBJECTION                 (Y/N)  
FAILED TO ADOPT                        \_\_\_ (Y/N)  
WITHDRAWN                               \_\_\_ (Y/N)  
OTHER                                     \_\_\_\_\_

1 Council/Committee hearing bill: Healthcare Council  
2 Representative(s) Richardson offered the following:

3  
4  
5  
6  
7  
8

**Amendment**

Remove line(s) 40 and insert:  
social work program by the Council on Social Work Education; or

House of Representatives  
COUNCIL/COMMITTEE BILL ACTION WORK SHEET

Council/Committee: Healthcare  
 Meeting Date: 4/17/07  
 Place: Morris Hall  
 Time: 9:00 AM

Bill Number: HB 1215  
 Date Received: \_\_\_\_\_  
 Date Reported: \_\_\_\_\_  
 Subject: Independent living transition services

Council/Committee Action:

- |                                     |  |                          |                              |
|-------------------------------------|--|--------------------------|------------------------------|
| <input type="checkbox"/>            | Favorable                                | <input type="checkbox"/> | Retained for Reconsideration |
| <input type="checkbox"/>            | Favorable w/ _____ amendments            | <input type="checkbox"/> | Reconsidered                 |
| <input checked="" type="checkbox"/> | Favorable w/Council/Committee Substitute | <input type="checkbox"/> | Temporarily Postponed        |
| <input type="checkbox"/>            | Other Action: _____                      | <input type="checkbox"/> | Unfavorable                  |

Final Vote On Bill		MEMBERS	1		2					
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
✓		Anderson								
✓		Ausley			4/0					
✓		Ford								
✓		Galvano			5/0					
✓		Garcia								
✓		Gibson								
✓		Harrell								
✓		Hays								
✓		Hooper								
✓		Patronis								
✓		Porth								
✓		Schwartz								
✓		Skidmore								
✓		Taylor								
✓		Zapata								
✓		Bean, Chair								
Yeas	Nays	TOTALS	Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays
16	0									

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

Bill No. 1215

COUNCIL/COMMITTEE ACTION

ADOPTED                                   \_\_ (Y/N)  
ADOPTED AS AMENDED                   \_\_ (Y/N)  
ADOPTED W/O OBJECTION               \_\_ (Y/N)  
FAILED TO ADOPT                       \_\_ (Y/N)  
WITHDRAWN                              \_\_ (Y/N)  
OTHER                                   \_\_\_\_\_

---

1 Council/Committee hearing bill: Healthcare Council  
2 Committee on Healthy Families offered the following:

3

4           **Amendment**

5           Remove line 404 and insert:

6           Section 5. This act shall take effect July 1, 2007, except  
7 that changes made to s. 409.1451(2) and (5), Florida Statutes,  
8 in Section 2. of the bill, and to s. 409.903, Florida Statutes,  
9 in Section 3. of the bill, shall take effect only if a specific  
10 appropriation to fund those provisions is made in the General  
11 Appropriations Act for fiscal year 2007-2008.

This amendment was adopted in HF on 3/20/07 and is traveling with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2

Bill No. 1215

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	_____	

1 Council hearing bill: Healthcare  
2 Representative Glorioso offered the following:

3  
4 **Amendment**

5 Between lines 69-70 insert:

6  
7 (5) Notwithstanding the provisions of subsection (1) and  
8 (2), a caseworker at the agency at which the state has placed a  
9 minor in foster care may sign the minor's application for a  
10 driver's license if part of a court approved transition plan.  
11 Prior to signing the application, the caseworker shall notify  
12 the foster parents or other responsible party of the intent to  
13 sign the application. The caseworker does not assume any  
14 obligation or become liable for any damages caused by the  
15 negligence or willful misconduct of the minor by reason of  
16 having signed the application.

17  
18  
19  
20  
21  
000000

House of Representatives  
COUNCIL/COMMITTEE BILL ACTION WORK SHEET

Council/Committee: Healthcare  
Meeting Date: 4/17/07  
Place: Moniz Hall  
Time: 9:00AM

Bill Number: HB 1309  
Date Received: \_\_\_\_\_  
Date Reported: \_\_\_\_\_  
Subject: adoption and child protection

Council/Committee Action:

- Favorable
- Favorable w/ \_\_\_\_\_ amendments
- Favorable w/Council/Committee Substitute
- Other Action: \_\_\_\_\_
- Retained for Reconsideration
- Reconsidered
- Temporarily Postponed
- Unfavorable

Final Vote On Bill		MEMBERS	1 <i>traveling</i>		2 <i>traveling</i>		3		4	
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
<input checked="" type="checkbox"/>		Anderson								
<input checked="" type="checkbox"/>		Ausley	<i>no action</i>		<i>no action</i>		<i>w/o</i>		<i>w/o</i>	
<input checked="" type="checkbox"/>		Ford	<i>no action</i>		<i>no action</i>		<i>w/o</i>		<i>w/o</i>	
<input checked="" type="checkbox"/>		Galvano	<i>needed</i>		<i>needed</i>					
<input checked="" type="checkbox"/>		Garcia								
<input checked="" type="checkbox"/>		Gibson								
<input checked="" type="checkbox"/>		Harrell								
<input checked="" type="checkbox"/>		Hays								
<input checked="" type="checkbox"/>		Hooper								
<input checked="" type="checkbox"/>		Patronis								
<input checked="" type="checkbox"/>		Porth								
<input checked="" type="checkbox"/>		Schwartz								
<input checked="" type="checkbox"/>		Skidmore								
<input checked="" type="checkbox"/>		Taylor								
<input checked="" type="checkbox"/>		Zapata								
<input checked="" type="checkbox"/>		Bean, Chair								
Yeas	Nays	TOTALS	Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays
16	0									

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE

House of Representatives  
COUNCIL/COMMITTEE BILL ACTION WORK SHEET

Council/Committee: \_\_\_\_\_  
 Meeting Date: \_\_\_\_\_  
 Place: \_\_\_\_\_  
 Time: \_\_\_\_\_

Bill Number: \_\_\_\_\_  
 Date Received: \_\_\_\_\_  
 Date Reported: \_\_\_\_\_  
 Subject: \_\_\_\_\_

Council/Committee Action:

- |   |   |
|---|---|
| <input type="checkbox"/> Favorable                                | <input type="checkbox"/> Retained for Reconsideration |
| <input type="checkbox"/> Favorable w/ _____ amendments            | <input type="checkbox"/> Reconsidered                 |
| <input type="checkbox"/> Favorable w/Council/Committee Substitute | <input type="checkbox"/> Temporarily Postponed        |
| <input type="checkbox"/> Other Action: _____                      | <input type="checkbox"/> Unfavorable                  |

Final Vote On Bill		MEMBERS	5		6					
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
		Anderson								
		Ausley								
		Ford								
		Galvano								
		Garcia								
		Gibson								
		Harrell								
		Hays								
		Hooper								
		Patronis								
		Porth								
		Schwartz								
		Skidmore								
		Taylor								
		Zapata								
		Bean, Chair								
Yeas	Nays	TOTALS	Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

Bill No. HB 1309

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	___	(Y/N)
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	_____	

1 Council/Committee hearing bill: Healthcare Council  
2 Committee on Healthy Families offered the following:

3

4 **Amendment**

5 Remove line 298 and insert:

6 c. Information concerning the number

This amendment was adopted in HF on 3/20/07 and is traveling with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2 (for drafter's use only)

Bill No. HB 1309

COUNCIL/COMMITTEE ACTION

ADOPTED                                   \_\_ (Y/N)  
ADOPTED AS AMENDED                   \_\_ (Y/N)  
ADOPTED W/O OBJECTION               \_\_ (Y/N)  
FAILED TO ADOPT                       \_\_ (Y/N)  
WITHDRAWN                              \_\_ (Y/N)  
OTHER                                   \_\_\_\_\_

1 Council/Committee hearing bill: Healthcare Council  
2 Committee on Healthy Families offered the following:

3  
4       **Amendment**

5       Remove lines 447-464 and insert:

6       annually as determined by the adoptive parents and the  
7       department and memorialized in a written agreement with the  
8       department. However, the amount of the adoption subsidy payment  
9       shall only exceed \$5,000 annually when the secretary approves a  
10       higher enhanced rate due to circumstances such as, but not  
11       limited to, a child's need for extensive care and supervision.

12       2. For support and maintenance of a child not within the  
13       child welfare system for 3 years following the finalization of  
14       the adoption, a payment in an amount of \$3,000 annually or an  
15       amount less than \$3,000 annually as determined by the adoptive  
16       parents and the department and memorialized in a written  
17       agreement with the department. To be eligible for a subsidy  
18       under this subparagraph, an adoptive parent must be a legal  
19       resident of the state and have made a statement of domicile  
20       pursuant to s. 222.17. A stepparent who is legally married to a

This amendment was adopted in HF on 3/20/07 and is traveling with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2 (for drafter's use only)

21 child's biological parent is not eligible for a subsidy under  
22 this subparagraph.

23 (b) The department shall keep the necessary data and  
24 records to.

This amendment was adopted in HF on 3/20/07 and is traveling with the bill and requires no further action.

Page 2 of 2

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 3

Bill No. HB 1309

COUNCIL/COMMITTEE ACTION

ADOPTED                                   \_\_\_ (Y/N)  
ADOPTED AS AMENDED                   \_\_\_ (Y/N)  
ADOPTED W/O OBJECTION                ✓\_\_\_ (Y/N)  
FAILED TO ADOPT                        \_\_\_ (Y/N)  
WITHDRAWN                               \_\_\_ (Y/N)  
OTHER                                     \_\_\_\_\_

1 Council hearing bill: Healthcare  
2 Representative Galvano offered the following:

3  
4           **Amendment (with title amendment)**  
5           Remove lines 261-265

6  
7  
8           ===== T I T L E   A M E N D M E N T =====  
9           Remove lines 11-16 and insert:

10  
11           providing for composition thereof; providing additional  
12 purposes for

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 4

Bill No. HB 1309

COUNCIL/COMMITTEE ACTION

ADOPTED                                   \_\_\_ (Y/N)  
ADOPTED AS AMENDED                   \_\_\_ (Y/N)  
ADOPTED W/O OBJECTION               \_\_\_ (Y/N)  
FAILED TO ADOPT                       \_\_\_ (Y/N)  
WITHDRAWN                               Y (Y/N)  
OTHER                                     \_\_\_\_\_

1 Council hearing bill: Healthcare  
2 Representative Galvano offered the following:

4 **Amendment (with title amendment)**

5 Remove lines 418-481 and insert:

7 Section 5. Section 409.166, Florida Statutes, is  
8 amended to read:

9 409.166 Special needs children; ~~subsidized~~ adoption  
10 assistance program.—

11 (1) LEGISLATIVE INTENT.--It is the intent of the  
12 Legislature to protect and promote each ~~every~~ child's right to  
13 the security and stability of a permanent family home. The  
14 Legislature intends to make adoption assistance, including  
15 financial aid, available to prospective adoptive parents to  
16 ~~financial aid which will enable them to adopt a child in the~~  
17 state's foster care system who, because of his or her special  
18 needs, has proven difficult to place in an adoptive home. ~~In~~  
19 ~~providing subsidies for children with special needs in foster~~  
20 ~~homes, it is the intent of the Legislature to reduce state~~  
21 ~~expenditures for long term foster care. It is also the intent~~

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 4

22 ~~of the Legislature that placement without subsidy be the~~  
23 ~~placement of choice unless it can be shown that such placement~~  
24 ~~is not in the best interest of the child.~~

25 (2) DEFINITIONS.--As used in this section, the term:

26 (a) "Special needs child" means:

27 1. A child whose permanent custody has been awarded to  
28 the department or to a licensed child-placing agency; and

29 ~~2.1. A child~~ A child who has established significant emotional  
30 ties with his or her foster parents; or

31 ~~2.~~ is not likely to be adopted because he or she is:

32 a. Eight years of age or older;

33 b. Developmentally disabled ~~Mentally retarded~~;

34 c. Physically or emotionally handicapped;

35 d. Of black or racially mixed parentage; or

36 e. A member of a sibling group of any age, provided  
37 two or more members of a sibling group remain together for  
38 purposes of adoption; and-

39 3. Except when the child is being adopted by the  
40 child's foster parents or relative caregivers, a reasonable,  
41 but unsuccessful effort has been made to place the child  
42 without providing a maintenance subsidy.

43 (b) "Adoption assistance" means financial assistance  
44 and services provided to a special needs child and his or her  
45 adoptive family. Such assistance may include a maintenance  
46 subsidy, medical assistance, Medicaid assistance, and  
47 reimbursement of nonrecurring expenses associated with the  
48 legal adoption. The term also includes a tuition exemption at  
49 a postsecondary career program, community college, or state  
50 university, and a state employee adoption benefit under s.  
51 110.152.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 4

52 ~~(c)-(b)~~ "Department" means the Department of Children  
53 and Family Services.

54 (d) "Licensed child-placing agency" has the same  
55 meaning as in s. 39.01.

56 ~~(e)-(e)~~ "Maintenance subsidy" means a monthly payment  
57 as provided in subsection (4) special services or money  
58 payments.

59 (3) ADMINISTRATION OF PROGRAM.--

60 (a) The department shall establish and administer an  
61 adoption program for special needs children to be carried out  
62 by the department or by contract with a licensed child-placing  
63 agency. The program shall attempt to increase the number of  
64 persons seeking to adopt special needs children and the number  
65 of finalized adoptions ~~adoption placements~~ and shall extend  
66 adoption assistance subsidies and services, when needed, to  
67 the adopting parents of a special needs child.

68 (b) The department shall collect and maintain the  
69 necessary data and records to evaluate the effectiveness of  
70 the program in encouraging and promoting the adoption of  
71 special needs children.

72 (4) ADOPTION ASSISTANCE.--

73 (a) A maintenance subsidy shall:

74 ~~(b) Authorization for subsidized adoption placement is~~  
75 ~~to be granted only when all other resources available to a~~  
76 ~~place the child in question have been thoroughly explored and~~  
77 ~~when it can be clearly established that this is the most~~  
78 ~~acceptable plan for providing permanent placement for the~~  
79 ~~child. The maintenance Adoption subsidy must will not be used~~  
80 ~~as a substitute for adoptive parent recruitment or as an~~  
81 ~~inducement to adopting adopt a child who might be placed~~

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 4

82 ~~without providing a subsidy through nonsubsidized means.~~  
83 However, it shall be the policy of the department that no  
84 child be denied adoption if providing a maintenance when  
85 subsidy would make adoption possible. The best interest of the  
86 child must shall be the deciding factor in every case. ~~This~~  
87 ~~section does not~~ Nothing contained herein shall prohibit  
88 foster parents from applying to adopt a special needs child  
89 placed in their care. Foster parents or relative caregivers  
90 must be asked if they would adopt without a maintenance  
91 subsidy.

92 ~~(c) The department shall keep the necessary records to~~  
93 ~~evaluate the effectiveness of the program in encouraging and~~  
94 ~~promoting the adoption of special needs children.~~

95 ~~(4) ELIGIBILITY FOR SERVICES.—~~

96 (b)(a) The department may pay either one or both of  
97 the following adoption-assistance subsidies to the adopting  
98 parents:

99 1. A monthly payment for the For support and  
100 maintenance of a special needs child until the 18th birthday  
101 of such child, ~~a monthly payment~~ in an amount determined  
102 through agreement between the adoptive parents and the  
103 department. The agreement shall take into consideration the  
104 circumstances of the adopting parents and the needs of the  
105 child being adopted, ~~and~~ The amount of the subsidy may be  
106 adjusted readjusted periodically based upon changes in the  
107 needs of the child or circumstances of the adoptive parents.  
108 Changes shall not be made without the concurrence of the  
109 adoptive parents. those circumstances. However, ~~in no case~~  
110 ~~shall~~ the amount of the ~~adoption subsidy~~ monthly payment shall  
111 not exceed the foster care maintenance payment that which

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 4

112 would have been paid during the same period if the child had  
113 been in a foster family home. The department shall establish  
114 procedures designed to maximize the use of available funding for  
115 maintenance subsidies under this subsection. Such payment shall  
116 be negotiated yearly between the parents and the department.

117 2. Medical Assistance initiated after the adoption of  
118 the child for medical, surgical, hospital, and related  
119 services needed as a result of a physical or mental condition  
120 of the child which existed before the adoption and not covered  
121 by Medicaid, Children's Medical Services, or Children's Mental  
122 Health Services. Such assistance for medical, surgical,  
123 hospital, and related services needed as a result of a  
124 physical or mental condition of the child which existed before  
125 the adoption, a subsidy which may be initiated at any time but  
126 shall terminate on or before the child's 18th birthday.

127 (5) ELIGIBILITY FOR SERVICES.--

128 (a)(b) As a condition of providing adoption assistance  
129 under this section for continuation of the subsidy, the  
130 adoptive parents must enter into an adoption-assistance  
131 agreement with the department which specifies the financial  
132 assistance and other services to be provided shall file a  
133 sworn statement with the department at least once each year to  
134 include any social or financial conditions which may have  
135 changed.

136 (b)(e) A child who is handicapped at the time of  
137 adoption shall be eligible for services through of the  
138 Division of Children's Medical Services network established  
139 under part I of chapter 391 if the child was eligible for such  
140 services prior to the adoption.

141 (6)(5) WAIVER OF ADOPTION FEES.--The adoption fees

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 4

142 shall be waived for all adoptive parents who ~~participate in~~  
143 ~~the program who~~ adopt special needs children in the custody of  
144 the department. Fees may be waived for families who adopt  
145 children in the custody of a licensed child-placing agency  
146 ~~agencies~~ or who adopt children through independent adoptions,  
147 and who receive or may be eligible for maintenance subsidies  
148 through the department. Retroactive reimbursement of fees is  
149 ~~may not be~~ required for families who adopt children in the  
150 custody of licensed child-placing agencies.

151 ~~(7)(6)~~ REIMBURSEMENT FOR EXPENSES.-- The department is  
152 authorized to reimburse, retroactive to January 1, 1987, up to  
153 \$1,000 in nonrecurring expenses related to the adoption of a  
154 special needs child which have been incurred by adoptive  
155 ~~parents who participate in the program for up to \$1,000 in~~  
156 ~~nonrecurring expenses the parents incurred relating to the~~  
157 ~~adoption.~~ For purposes of this subsection, "nonrecurring  
158 expenses" means one-time expenses, such as attorney's fees,  
159 court costs, birth certificate fees, travel expenses, agency  
160 fees, and physical examination fees.

161 ~~(8)(7)~~ RULES.-- The department shall adopt promulgate  
162 ~~all necessary rules to administer implement the provisions of~~  
163 this section.

164 Section 6. The sum of \$1,519,811 in recurring funds is  
165 appropriated from the General Revenue Fund to the Executive  
166 Office of the Governor for the purposes of implementing the  
167 Office of Adoption and Child Protection as described in sections  
168 1.-4. of this bill.

169 Section 7. This act shall take effect July 1, 2007.

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

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 4

72 Remove lines 25-31 and insert:  
173

174 made by the act; amending s. 409.166, F.S.; amending  
175 definitions; revising provisions relating to the adoption of  
176 children with special needs; distinguishing between subsidies  
177 and adoption assistance; providing for an adoption-assistance  
178 agreement; providing for an appropriation; providing an  
179 effective date.

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Page 7 of 7

Amendment 4 to HB 1309.doc

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. ~~2~~ 5

Bill No. 1309

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	___	(Y/N)
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	_____	

1 Council hearing bill: Healthcare  
 2 Representative Galvano offered the following:

**Amendment**

5 Remove lines 418-463 and insert:

7 Section 5. Section 409.1661, Florida Statutes, is created  
 8 to read:

9 409.1661 Subsidized adoption program.--

10 (1) LEGISLATIVE INTENT.--It is the intent of the  
 11 Legislature to protect and promote every child's right to the  
 12 security and stability of a permanent family home. The  
 13 Legislature intends to make available to prospective adoptive  
 14 parents financial aid that will enable them to adopt a child. It  
 15 is also the intent of the Legislature that the best interest of  
 16 the child shall be the deciding factor in every case.

17 (2) DEFINITIONS.--As used in this section, the term:

18 (a) "Child within the child welfare system" means a  
 19 special needs child as defined in s. 409.166 and any other child  
 20 who was removed from the child's caregiver due to abuse or  
 21 neglect and whose permanent custody has been awarded to the

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 25

22 department or to a licensed child-placing agency.

23 (b) "Subsidy" means money payments.

24 (3) ADMINISTRATION OF PROGRAM.--

25 (a) The department shall pay the following subsidies to  
26 adoptive parents:

27 1. For support and maintenance of a child within the child  
28 welfare system until the 18th birthday of the child, a payment  
29 in an amount of \$5,000 annually or an amount less than \$5,000  
30 annually as determined by the adoptive parents and memorialized  
31 in a written agreement with the department. However, the amount  
32 of the adoption subsidy payment shall only exceed \$5,000  
33 annually when the secretary approves a higher enhanced rate due  
34 to circumstances such as, but not limited to, a child's need for  
35 extensive care and supervision.

36  
37  
38  
39

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. ~~3~~ 6

Bill No. 1309

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	___	(Y/N)
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	_____	

1 Council hearing bill: Healthcare  
 2 Representative Galvano offered the following:

4 **Amendment (with directory and title amendments)**

5 Remove line 481 and insert:

6 Section 6. The sum of \$1,519,811 in recurring funds is  
 7 appropriated from the General Revenue Fund to the Executive  
 8 Office of the Governor for the purposes of implementing the  
 9 Office of Adoption and Child Protection as described in sections  
 10 1.-4. of this bill.

11 Section 7. This act shall take effect July 1, 2007, except  
 12 section 5. of the bill, which is subject to a specific  
 13 appropriation in the General Appropriations Act for fiscal year  
 14 2007-2008.

15  
16  
17  
18  
19  
20

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

Remove lines 30-31 and insert:

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. ~~3~~ 6

21 Children and Family Services to adopt rules; providing for an  
22 appropriation; providing an effective date subject to  
23 appropriations.  
24

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House of Representatives  
COUNCIL/COMMITTEE BILL ACTION WORK SHEET

Council/Committee: Healthcare  
Meeting Date: 4/17/08  
Place: Morris Hall  
Time: 9:00 AM

Bill Number: HB 1575  
Date Received: \_\_\_\_\_  
Date Reported: \_\_\_\_\_  
Subject: Rural health care

Council/Committee Action:

- Favorable
- Favorable w/ \_\_\_\_\_ amendments
- Favorable w/Council/Committee Substitute
- Other Action: \_\_\_\_\_
- Retained for Reconsideration
- Reconsidered
- Temporarily Postponed
- Unfavorable

Final Vote On Bill		MEMBERS	1 traveling		2 traveling		Amend to traveling 2		3	
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
		Anderson								
✓		Ausley	no		see		4/0		4/0	
✓		Ford	absent		2 a	amend	0/0		0/0	
✓		Galvano					0/0		0/0	
		Garcia	Retired							
✓		Gibson								
✓		Harrell								
✓		Hays								
✓		Hooper								
✓		Patronis								
✓		Porth								
✓		Schwartz								
✓		Skidmore								
✓		Taylor								
✓		Zapata								
✓		Bean, Chair								
Yea	Nays	TOTALS	Yea	Nays	Yea	Nays	Yea	Nays	Yea	Nays
13	0									

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE



House of Representatives  
COUNCIL/COMMITTEE BILL ACTION WORK SHEET

Council/Committee: \_\_\_\_\_  
Meeting Date: \_\_\_\_\_  
Place: \_\_\_\_\_  
Time: \_\_\_\_\_

Bill Number: \_\_\_\_\_  
Date Received: \_\_\_\_\_  
Date Reported: \_\_\_\_\_  
Subject: \_\_\_\_\_

Council/Committee Action:

- Favorable
- Favorable w/ \_\_\_\_\_ amendments
- Favorable w/Council/Committee Substitute
- Other Action: \_\_\_\_\_
- Retained for Reconsideration
- Reconsidered
- Temporarily Postponed
- Unfavorable

Final Vote On Bill		MEMBERS	4		5					
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
		Anderson								
		Ausley	u/0		u/0					
		Ford	u/0		u/0					
		Galvano	u/0		u/0					
		Garcia								
		Gibson								
		Harrell								
		Hays								
		Hooper								
		Patronis								
		Porth								
		Schwartz								
		Skidmore								
		Taylor								
		Zapata								
		Bean, Chair								
Yeas	Nays	TOTALS	Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No.   1   (20171)

Bill No. 1575

COUNCIL/COMMITTEE ACTION

ADOPTED        (Y/N)  
ADOPTED AS AMENDED        (Y/N)  
ADOPTED W/O OBJECTION        (Y/N)  
FAILED TO ADOPT        (Y/N)  
WITHDRAWN        (Y/N)  
OTHER           

1 Council/Committee hearing bill: Healthcare Council

2 The Committee on Health Innovation offered the following:

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

5 Between line(s) 574 and 575, insert:

6 Section 3. Section 381.7366, Florida Statutes, is created  
7 to read:

8 381.7366 Office of Minority Health; legislative intent;  
9 duties.--

10 (1) LEGISLATIVE INTENT.--The Legislature recognizes that  
11 despite significant investments in health care programs certain  
12 racial and ethnic populations suffer disproportionately with  
13 chronic diseases when compared to the non-Hispanic white  
14 population. The Legislature intends to address these disparities  
15 by developing programs that target causal factors and recognize  
16 the specific health care needs of racial and ethnic minorities.

17 (2) ORGANIZATION.--The Office of Minority Health is  
18 established within the Department of Health. The office shall be  
19 headed by a director who shall report directly to the Secretary  
20 of Health.

21 (3) DUTIES.--The office shall:

This amendment was adopted in HI on 3/20/07 and is traveling  
with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No.   1   (20171)

22       (a) Protect and promote the health and well-being of  
23 racial and ethnic populations in the state.

24       (b) Focus on the issue of health disparities between  
25 racial and ethnic minority groups and the general population.

26       (c) Coordinate the department's initiatives, programs, and  
27 policies to address racial and ethnic health disparities.

28       (d) Communicate pertinent health information to affected  
29 racial and ethnic populations.

30       (e) Collect and analyze data on the incidence and  
31 frequency of racial and ethnic health disparities.

32       (f) Promote and encourage cultural competence education  
33 and training for health care professionals.

34       (g) Serve as a clearinghouse for the collection and  
35 dissemination of information and research findings relating to  
36 innovative approaches to the reduction or elimination of health  
37 disparities.

38       (h) Dedicate resources to increase public awareness of  
39 minority health issues.

40       (i) Seek increased funding for local innovative  
41 initiatives and administer grants designed to support  
42 initiatives that address health disparities and that can be  
43 duplicated.

44       (j) Provide staffing and support for the Closing the Gap  
45 grant program advisory committee.

46       (k) Coordinate with other agencies, states, and the  
47 Federal Government to reduce or eliminate health disparities.

48       (l) Collaborate with other public health care providers,  
49 community and faith-based organizations, the private health care  
50 system, historically black colleges and universities and other  
51 minority institutions of higher education, medical schools, and

This amendment was adopted in HI on 3/20/07 and is traveling  
with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No.   1   (20171)

52 other health providers to establish a comprehensive and  
53 inclusive approach to reducing health disparities.

54 (m) Encourage and support research in the causes of racial  
55 and ethnic health disparities.

56 (n) Collaborate with health professional training programs  
57 to increase the number of minority health care professionals.

58 (o) Provide an annual report to the Governor, the  
59 President of the Senate, and the Speaker of the House of  
60 Representatives on the activities of the office.

61 (4) RESPONSIBILITY AND COORDINATION.--The office and the  
62 department shall direct and carry out the duties established  
63 under this section and shall work with other state agencies to  
64 accomplish these duties.

65  
66 ===== T I T L E A M E N D M E N T =====

67 Remove line 29 and insert:

68 network grant programs and performance standards; creating s.  
69 381.7366, F.S.; creating the Office of Minority Health within  
70 the Department of Health; providing legislative intent;  
71 providing for organization and duties of the office; amending

This amendment was adopted in HI on 3/20/07 and is traveling with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2 (for drafter's use only)

Bill No. HB 1575

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	___	(Y/N)
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	___	

*See Amend 2a*

1 Council/Committee hearing bill: Healthcare Council  
 2 The Committee on Health Innovation offered the following:

3  
4 **Amendment (with directory and title amendments)**

5 Remove line(s) 1052 and insert:

6  
 7 Section 3. This act shall take effect July 1, 2007, only  
 8 if specific appropriations are made in the General  
 9 Appropriations Act for fiscal year 2007-2008 to: the Office of  
 10 Program Policy Analysis and Government Accountability to fund  
 11 the study; to the Department of Health for staff positions,  
 12 rural health network infrastructure implementation and the rural  
 13 hospital capital improvement grant program; and to the Agency  
 14 for Health Care administration for the Medicaid fee schedule  
 15 bonus payment.

16  
17 ===== T I T L E A M E N D M E N T =====

18 Remove line(s) 63 and insert:

19  
20 additional positions; providing a contingent effective date.

This amendment was adopted in HI on 3/20/07 and is traveling with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2a (for drafter's use only)

Bill No. HB 1575

COUNCIL/COMMITTEE ACTION

ADOPTED                                   \_\_\_ (Y/N)  
ADOPTED AS AMENDED                   \_\_\_ (Y/N)  
ADOPTED W/O OBJECTION                ✓ (Y/N)  
FAILED TO ADOPT                        \_\_\_ (Y/N)  
WITHDRAWN                              \_\_\_ (Y/N)  
OTHER                                    \_\_\_\_\_

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1 Council/Committee hearing bill: Healthcare Council  
2 Representative(s) Bean offered the following:

3

4           **Amendment to traveling amendment #2**

5           Remove line(s) 9-15, and insert:

6

7 Appropriations Act for fiscal year 2007-2008 to the Department  
8 of Health to fund rural health network infrastructure  
9 implementation and the rural hospital capital improvement grant  
10 program.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 3 (for drafter's use only)

Bill No. HB 1575

COUNCIL/COMMITTEE ACTION

ADOPTED                            \_\_\_ (Y/N)  
ADOPTED AS AMENDED                ✓ (Y/N)  
ADOPTED W/O OBJECTION             ✓ (Y/N)  
FAILED TO ADOPT                    \_\_\_ (Y/N)  
WITHDRAWN                          \_\_\_ (Y/N)  
OTHER                                \_\_\_\_\_

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7  
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9  
10  
11

Council/Committee hearing bill: Healthcare Council  
Representative(s) Bean offered the following:

**Amendment (with directory and title amendments)**  
Remove line(s) 809-817

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

Remove line(s) 48-51 and insert:

to certain rural hospitals; amending s. 409.908, F.S.; requiring  
the

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 4 (for drafter's use only)

Bill No. HB 1575

COUNCIL/COMMITTEE ACTION

ADOPTED                                   \_\_\_ (Y/N)  
ADOPTED AS AMENDED                    \_\_\_/ (Y/N)  
ADOPTED W/O OBJECTION                 ✓ (Y/N)  
FAILED TO ADOPT                         \_\_\_ (Y/N)  
WITHDRAWN                               \_\_\_ (Y/N)  
OTHER                                     \_\_\_\_\_

1 Council/Committee hearing bill: Healthcare Council  
2 Representative(s) Bean offered the following:

3  
4           **Amendment (with directory and title amendments)**  
5           Remove line(s) 902-908

6  
7 ===== T I T L E   A M E N D M E N T =====  
8           Remove line(s) 51-54 and insert:  
9 remaining funds; amending s. 409.908, F.S.; revising a provision  
10 relating to phase-in of a certain fee schedule to delete  
11 obsolete language; amending ss. 408.07,



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 5 (for drafter's use only)

Bill No. HB 1575

COUNCIL/COMMITTEE ACTION

ADOPTED                                    \_\_\_ (Y/N)  
ADOPTED AS AMENDED                    \_\_\_ (Y/N)  
ADOPTED W/O OBJECTION                ~~\_\_\_~~ (Y/N)  
FAILED TO ADOPT                        \_\_\_ (Y/N)  
WITHDRAWN                               \_\_\_ (Y/N)  
OTHER                                     \_\_\_\_\_

1 Council/Committee hearing bill: Healthcare Council  
2 Representative(s) Bean offered the following:

3  
4        **Amendment (with directory and title amendments)**

5        Remove line(s) 1003-1051 and insert:

6  
7        Section 11. The Legislative Committee on Intergovernmental  
8 Relations shall study the financing options for replacing or  
9 changing the use of rural hospital facilities having 55 or fewer  
10 beds which were built before 1985 and which have not had major  
11 renovations since 1985. For each such hospital, the Legislative  
12 Committee on Intergovernmental Relations staff shall assess the  
13 need to replace or convert the facility, identify all available  
14 sources of financing for such replacement or conversion and  
15 assess each community's capacity to maximize these funding  
16 options, propose a model replacement facility if a facility  
17 should be replaced, and propose alternative uses of the facility  
18 if continued operation of the hospital is not financially  
19 feasible. Based on the results of the contract study, the  
20 Legislative Committee on Intergovernmental Relations shall  
21 submit recommendations to the Legislature by February 1, 2008,

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 5 (for drafter's use only)

22 regarding whether the state should provide financial assistance  
23 to replace or convert these rural hospital facilities and what  
24 form that assistance should take.

25 Section 12. Section 395.605, Florida Statutes, is  
26 repealed.

27  
28

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

30 Remove line(s) 56-63 and insert:

31

32 requiring the Legislative Committee on Intergovernmental  
33 Relations to contract for a study of the financing options for  
34 replacing or changing the use of certain rural hospitals;  
35 requiring a report to the Legislature by a specified date;  
36 repealing s. 395.605, F.S., relating to the licensure of  
37 emergency care hospitals; providing an effective date.

House of Representatives  
COUNCIL/COMMITTEE BILL ACTION WORK SHEET

Council/Committee: Healthcare  
 Meeting Date: 4/11/08  
 Place: Movie Hall  
 Time: 9:00 AM

Bill Number: PCS/HB 745  
 Date Received: \_\_\_\_\_  
 Date Reported: \_\_\_\_\_  
 Subject: motor vehicle insurance for foster children

Council/Committee Action:

- |  |   |
|--|---|
| <input type="checkbox"/> Favorable   | <input type="checkbox"/> Retained for Reconsideration |
| <input type="checkbox"/> Favorable w/ _____ amendments                       | <input type="checkbox"/> Reconsidered                 |
| <input checked="" type="checkbox"/> Favorable w/Council/Committee Substitute | <input type="checkbox"/> Temporarily Postponed        |
| <input type="checkbox"/> Other Action: _____                                 | <input type="checkbox"/> Unfavorable                  |

Final Vote On Bill		MEMBERS	1		2					
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
✓		Anderson								
✓		Ausley								
✓		Ford								
✓		Galvano								
✓		Garcia								
✓		Gibson								
✓		Harrell								
✓		Hays								
✓		Hooper								
—		Patronis								
✓		Porth								
✓		Schwartz								
✓		Skidmore								
✓		Taylor								
✓		Zapata								
✓		Bean, Chair								
Yeas	Nays	TOTALS	Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays
15	0									

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Bill No. HB 745

COUNCIL/COMMITTEE ACTION

ADOPTED  (Y/N)

ADOPTED AS AMENDED  (Y/N)

ADOPTED W/O OBJECTION  (Y/N)

FAILED TO ADOPT  (Y/N)

WITHDRAWN  (Y/N)

OTHER \_\_\_\_\_

1 Council/Committee hearing bill: Healthcare Council

2 The Committee on Healthy Families offered the following:

3  
4 Amendment (with title amendment)

5 Remove everything after the enacting clause and insert:

6 Section 1. (1) The Legislature finds that the increased  
7 cost of motor vehicle insurance for a foster child after that  
8 child obtains a driver's license is borne by the foster parents,  
9 the authorized representative of the residential facility, or  
10 the foster child if living independently. This increase in the  
11 cost of insurance creates an additional barrier for a foster  
12 child in gaining independence and may limit the child's  
13 opportunities for obtaining employment. In accordance with these  
14 findings, the Department of Children and Family Services shall  
15 establish a 3-year pilot program in Desoto, Hillsborough,  
16 Manatee, Pasco, Pinellas, and Sarasota Counties to pay a portion  
17 of the cost of motor vehicle insurance for foster children who  
18 have obtained a driver's license.

19 (2) To the extent that funding is available, the pilot  
20 program shall provide funds to pay for a portion of the increase  
21 in the cost of motor vehicle insurance incurred by foster  
22 parents, residential facilities, and foster children living

This amendment was adopted in HF on 03/13/07 and a council substitute is recommended to council

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

23 independently. To be eligible for payment under the pilot  
24 program, the person incurring the cost must submit to the  
25 department appropriate documentation demonstrating the increase  
26 in the cost of insurance. The amount of the payment provided to  
27 the foster parent, residential facility, or foster child living  
28 independently shall be one-half of the amount of the increase in  
29 the cost of motor vehicle insurance which is incurred as a  
30 result of adding the foster child to the policy or less than  
31 one-half if another source of funding is available to pay for  
32 the increase. The foster child must be encouraged to pay the  
33 other half of the increase in insurance costs.

34 (3) The department shall develop procedures for operating  
35 the pilot program, including, but not limited to, determining  
36 eligibility, providing the payment, ensuring that payment is  
37 limited solely to the additional cost of including the foster  
38 child in the insurance policy, and ensuring that the payments  
39 are made to eligible persons in the order each person is  
40 determined eligible until the funds are exhausted.

41 (4) The department shall examine and use, to the extent  
42 possible, other available options for funding the cost of the  
43 motor vehicle insurance increase, such as, but not limited to,  
44 through the child's master trust fund, social security income,  
45 child support payments, and other income available to the child.

46 (5) Beginning January 1, 2008, and continuing for the  
47 duration of the pilot program, the department shall submit to  
48 the Governor, the President of the Senate, and the Speaker of  
49 the House of Representatives an annual report on the success and  
50 outcomes achieved by the pilot program, with a recommendation as  
51 to whether the pilot program should be continued, terminated, or  
52 expanded.

This amendment was adopted in HF on 03/13/07 and a council substitute is recommended to council

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

53 Section 2. The sum of \$150,000 is appropriated from the  
54 General Revenue Fund to the Department of Children and Family  
55 Services for the purpose of implementing this act during the  
56 2007-2008 fiscal year.

57 Section 3. This act shall take effect July 1, 2007, only  
58 if a specific appropriation to fund the provisions of the act is  
59 made in the General Appropriations Act for fiscal year 2007-  
60 2008.

61 =====TITLE AMENDMENT=====

62 Remove the entire title and insert:

63 An act relating to motor vehicle insurance for foster  
64 children; creating a pilot program to reimburse foster  
65 parents, residential facilities, or foster children who  
66 live independently a portion of the increased costs of  
67 motor vehicle insurance for a foster child who has a  
68 driver's license; directing the Department of Children and  
69 Family Services to establish the pilot program in DeSoto,  
70 Hillsborough, Manatee, Pasco, Pinellas, and Sarasota  
71 Counties; requiring that the person who incurs the  
72 increased cost submit to the department documentation of  
73 that increase; requiring that foster children be  
74 encouraged to pay the remaining portion of the increase in  
75 cost; directing the department to develop procedures for  
76 operating the pilot program; requiring the department to  
77 submit a report with recommendations to the Governor and  
78 the Legislature by a specified date each year of the pilot  
79 program; providing an appropriation; providing for  
80 apportionment of the appropriation; providing an effective  
81 date, subject to an appropriation.

This amendment was adopted in HF on 03/13/07 and a council  
substitute is recommended to council

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2

Bill No. 745

COUNCIL/COMMITTEE ACTION

ADOPTED	—	(Y/N)
ADOPTED AS AMENDED	—	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	—	(Y/N)
WITHDRAWN	—	(Y/N)
OTHER	_____	

1 Council hearing bill: Healthcare  
 2 Representative Reagan offered the following:

**Amendment (with title amendments)**

Remove lines 53-56

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

Remove lines 79-80 and insert:

program; providing for

House of Representatives  
COUNCIL/COMMITTEE BILL ACTION WORK SHEET

Council/Committee: Healthcare  
 Meeting Date: 4/17/07  
 Place: Monitor Hall  
 Time: 9:00 AM

Bill Number: PCS/HB 893  
 Date Received: \_\_\_\_\_  
 Date Reported: \_\_\_\_\_  
 Subject: controlled substances

Council/Committee Action:

- |  |   |
|--|---|
| <input type="checkbox"/> Favorable   | <input type="checkbox"/> Retained for Reconsideration |
| <input type="checkbox"/> Favorable w/ _____ amendments                       | <input type="checkbox"/> Reconsidered                 |
| <input checked="" type="checkbox"/> Favorable w/Council/Committee Substitute | <input type="checkbox"/> Temporarily Postponed        |
| <input type="checkbox"/> Other Action: _____                                 | <input type="checkbox"/> Unfavorable                  |

Final Vote On Bill		MEMBERS	<u>travelers</u>		<u>Amend 1 to amend 1</u>		<u>Amend 2 to amend 1</u>		Yea	Nay
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay		
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Anderson								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Ausley								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Ford								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Galvano								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Garcia								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Gibson								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Harrell								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Hays								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Hooper								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Patronis								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Porth								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Schwartz								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Skidmore								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Taylor								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Zapata								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Bean, Chair								
Yeas	Nays	TOTALS	Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays
15	0									

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

Bill No. 893

COUNCIL/COMMITTEE ACTION

ADOPTED  (Y/N)  
ADOPTED AS AMENDED  (Y/N)  
ADOPTED W/O OBJECTION  (Y/N)  
FAILED TO ADOPT  (Y/N)  
WITHDRAWN  (Y/N)  
OTHER \_\_\_\_\_

1 Council/Committee hearing bill: Healthcare Council  
2 Committee on Health Quality offered the following:

**Amendment (with title amendment)**

Remove everything after the enacting clause and insert:

Section 1. Section 831.311, Florida Statutes, is created  
to read:

831.311 Violations involving certain prescription blanks  
for controlled substances in Schedules II-IV.--

(1) It is unlawful for any person with the intent to  
injure or defraud any person or to facilitate any violation of  
s. 893.13 to sell, manufacture, alter, deliver, utter, or  
possess any counterfeit-resistant prescription blank for  
controlled substances as provided in s. 893.065.

(2) Any person who violates this section commits a felony  
of the third degree, punishable as provided in s. 775.082, s.  
775.083, or s. 775.084.

Section 2. Section 893.04, Florida Statutes, is amended to  
read:

893.04 Pharmacist and practitioner.--

This amendment was adopted in HQ on 03/20/07 and a council  
substitute is recommended to council

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

21 (1) A pharmacist, in good faith and in the course of  
22 professional practice only, may dispense controlled substances  
23 upon a written or oral prescription of a practitioner, under the  
24 following conditions:

25 (a) Oral prescriptions must be promptly reduced to writing  
26 or recorded electronically by the pharmacist.

27 (b) The written prescription must be dated and signed by  
28 the prescribing practitioner on the day when issued.

29 (c) There shall appear on the face of the prescription or  
30 written record thereof for the controlled substance the  
31 following information:

32 1. The full name and address of the person for whom, or  
33 the owner of the animal for which, the controlled substance is  
34 dispensed.

35 2. The full name and address of the prescribing  
36 practitioner and the practitioner's federal controlled substance  
37 registry number shall be printed thereon.

38 3. If the prescription is for an animal, the species of  
39 animal for which the controlled substance is prescribed.

40 4. The name of the controlled substance prescribed and the  
41 strength, quantity, and directions for use thereof.

42 5. The number of the prescription, as recorded in the  
43 prescription files of the pharmacy in which it is filled.

44 6. The initials of the pharmacist filling the prescription  
45 and the date filled.

46 (d) The prescription shall be retained on file by the  
47 proprietor of the pharmacy in which it is filled for a period of  
48 2 years.

49 (e) Affixed to the original container in which a  
50 controlled substance is delivered upon a prescription or

This amendment was adopted in HQ on 03/20/07 and a council  
substitute is recommended to council

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

51 authorized refill thereof, as hereinafter provided, there shall  
52 be a label bearing the following information:

53 1. The name and address of the pharmacy from which such  
54 controlled substance was dispensed.

55 2. The date on which the prescription for such controlled  
56 substance was filled.

57 3. The number of such prescription, as recorded in the  
58 prescription files of the pharmacy in which it is filled.

59 4. The name of the prescribing practitioner.

60 5. The name of the patient for whom, or of the owner and  
61 species of the animal for which, the controlled substance is  
62 prescribed.

63 6. The directions for the use of the controlled substance  
64 prescribed in the prescription.

65 7. A clear, concise warning that it is a crime to transfer  
66 the controlled substance to any person other than the patient  
67 for whom prescribed.

68 (f) A prescription for a controlled substance listed in  
69 Schedule II may be dispensed only upon a written prescription of  
70 a practitioner, except that in an emergency situation, as  
71 defined by regulation of the Department of Health, such  
72 controlled substance may be dispensed upon oral prescription but  
73 is limited to a 72-hour supply. No prescription for a controlled  
74 substance listed in Schedule II may be refilled.

75 (g) No prescription for a controlled substance listed in  
76 Schedule Schedules III, Schedule IV, or Schedule V may be filled  
77 or refilled more than five times within a period of 6 months  
78 after the date on which the prescription was written unless the  
79 prescription is renewed by a practitioner.

This amendment was adopted in HQ on 03/20/07 and a council  
substitute is recommended to council

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

80       (2) (a) A pharmacist may not dispense a controlled  
81 substance listed in Schedule II, Schedule III, or Schedule IV to  
82 any patient or patient's agent without first determining, in the  
83 exercise of her or his professional judgment, that the order is  
84 valid. The pharmacist may dispense the controlled substance, in  
85 the exercise of her or his professional judgment, when the  
86 pharmacist or pharmacist's agent has obtained satisfactory  
87 patient information from the patient or the patient's agent.

88       (b) Any pharmacist who dispenses by mail a controlled  
89 substance listed in Schedule II, Schedule III, or Schedule IV  
90 shall be exempt from the requirement to obtain suitable  
91 identification for the prescription dispensed by mail.

92       (c) Any controlled substance listed in Schedule III or  
93 Schedule IV may be dispensed by a pharmacist upon an oral  
94 prescription if, before filling the prescription, the pharmacist  
95 reduces the prescription to writing or records it  
96 electronically. Such prescriptions must contain the date of the  
97 oral authorization.

98       (d) Each written prescription from a practitioner in this  
99 state for a controlled substance listed in Schedule II, Schedule  
100 III, or Schedule IV must include both a written and a numerical  
101 notation of the quantity on the face of the prescription and a  
102 notation of the date with the abbreviated month written out on  
103 the face of the prescription. A pharmacist may, upon  
104 verification by the prescriber, document any information  
105 required by this paragraph.

106       (e) A pharmacist may not dispense more than a 30-day  
107 supply of a controlled substance listed in Schedule III upon an  
108 oral prescription issued in this state.

This amendment was adopted in HQ on 03/20/07 and a council  
substitute is recommended to council

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

109 (f) A pharmacist may not knowingly fill a prescription  
110 that has been forged for a controlled substance listed in  
111 Schedule II, Schedule III, or Schedule IV.

112 ~~(3)~~(2) Notwithstanding the provisions of subsection (1), a  
113 pharmacist may dispense a one-time emergency refill of up to a  
114 72-hour supply of the prescribed medication for any medicinal  
115 drug other than a medicinal drug listed in Schedule II, in  
116 compliance with the provisions of s. 465.0275.

117 ~~(4)~~(3) The legal owner of any stock of controlled  
118 substances in a pharmacy, upon discontinuance of dealing in  
119 controlled substances, may sell said stock to a manufacturer,  
120 wholesaler, or pharmacy. Such controlled substances may be sold  
121 only upon an order form, when such an order form is required for  
122 sale by the drug abuse laws of the United States or this state,  
123 or regulations pursuant thereto.

124 Section 3. Section 893.055, Florida Statutes, is created  
125 to read:

126 893.055 Prescription Drug History.--

127 (1) Definitions.--

128 (a) "Agency" means the Agency for Health Care  
129 Administration.

130 (b) "Department" means the Department of Health.

131 (c) "Federal privacy laws" means the provisions relating  
132 to the disclosure of patient privacy information under federal  
133 law, including, but not limited to, the Health Insurance  
134 Portability and Accountability Act of 1996 (HIPAA), Pub. L. No.  
135 104-91, and its implementing regulations, the Federal Privacy  
136 Act, 5 U.S.C. s. 552(a), and its implementing regulations, and  
137 any other federal law, including, but not limited to, federal

This amendment was adopted in HQ on 03/20/07 and a council  
substitute is recommended to council

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

138 common law and decisional law, that would prohibit the  
139 disclosure of patient privacy information.

140 (d) "Health care practitioner" means, with the exception  
141 of a pharmacist, a practitioner licensed under chapter 456 and  
142 authorized by law to prescribe drugs.

143 (e) "Pharmacy" means a pharmacy subject to licensure or  
144 regulation by the department under chapter 465 that dispenses or  
145 delivers a controlled substance listed in Schedule II, Schedule  
146 III, or Schedule IV to a patient in this state.

147 (2) (a) By June 30, 2008, the agency shall contract with a  
148 vendor for the design and operation of a secure, privacy-  
149 protected website that shall provide a health care practitioner,  
150 pharmacy, or pharmacist access to comprehensive patient  
151 medication history. In order to provide comprehensive patient  
152 medication history, the agency shall require the contracted  
153 vendor to subcontract with private-sector organizations that  
154 currently operate electronic prescribing networks that provide  
155 such medication history.

156 (b) The contracted vendor shall comply with all applicable  
157 state and federal privacy laws and maintain the website within  
158 the United States.

159 (c) The contracted vendor must create a system to verify  
160 with the department that each health care practitioner,  
161 pharmacy, or pharmacist requesting access to the website holds a  
162 valid, active license under the appropriate practice act.

163 (3) A health care practitioner authorized to access the  
164 website may only use the website to obtain medication history  
165 for a current patient for prescribing purposes with the written  
166 permission of the patient.

This amendment was adopted in HQ on 03/20/07 and a council  
substitute is recommended to council

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

167 (4) A pharmacy or pharmacist authorized to access the  
168 website may only use the website to obtain medication history in  
169 dispensing a current prescription for Schedule II, Schedule III,  
170 or Schedule IV medicinal drugs with the written permission of  
171 the patient. The pharmacy or pharmacist shall not have access to  
172 pharmacy identifying information within a patient's medication  
173 history.

174 (5) No recovery shall be allowed in any court in this  
175 state against a health care practitioner, pharmacy, or  
176 pharmacist authorized to obtain information under this section  
177 for accessing or failing to access such information.

178 (6) A violation of this section by a health care  
179 practitioner, pharmacy, or pharmacist shall constitute grounds  
180 for disciplinary action under each respective licensing chapter  
181 and s. 456.072(1)(k).

182 (7) Any contractor entering into a contract under this  
183 section is liable in tort for the improper release of any  
184 confidential information received in addition to any breach of  
185 contract liability. Sovereign immunity may not be raised by the  
186 contractor, or the insurer of that contractor on the  
187 contractor's behalf, as a defense in any action arising out of  
188 the performance of any contract entered into under this section  
189 or as a defense in tort, or any other application, for the  
190 maintenance of confidentiality of information and for any breach  
191 of contract.

192 Section 4. Section 893.065, Florida Statutes, is created  
193 to read:

194 893.065 Counterfeit-resistant prescription blanks for  
195 controlled substances listed in Schedules II-IV.--The department  
196 shall develop and adopt by rule the form and content for a

This amendment was adopted in HQ on 03/20/07 and a council  
substitute is recommended to council

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

197 counterfeit-resistant prescription blank that may be used by  
198 practitioners to prescribe a controlled substance listed in  
199 Schedule II, Schedule III, or Schedule IV. The department may  
200 require the prescription blanks to be printed on distinctive,  
201 watermarked paper and to bear the preprinted name, address, and  
202 category of professional licensure of the practitioner and that  
203 practitioner's federal registry number for controlled  
204 substances. The prescription blanks may not be transferred.

205 Section 5. The penalties created in s. 831.311(2), Florida  
206 Statutes, by this act shall be effective only upon the adoption  
207 of the rules required pursuant to s. 893.065, Florida Statutes,  
208 as created by this act.

209 Section 6. If a person dies of an apparent drug overdose:

210 (1) A law enforcement agency shall prepare a report  
211 identifying each prescribed controlled substance listed in  
212 Schedule II, Schedule III, or Schedule IV of s. 893.03, Florida  
213 Statutes, that is found on or near the deceased or among the  
214 deceased's possessions. The report must identify the person who  
215 prescribed the controlled substance, if known or ascertainable.  
216 Thereafter, the law enforcement agency shall submit a copy of  
217 the report to the medical examiner.

218 (2) A medical examiner who is preparing a report pursuant  
219 to s. 406.11, Florida Statutes, shall include in the report  
220 information identifying each prescribed controlled substance  
221 listed in Schedule II, Schedule III, or Schedule IV of s.  
222 893.03, Florida Statutes, that was found in, on, or near the  
223 deceased or among the deceased's possessions.

224 Section 7. This act shall take effect July 1, 2007.

225  
226 ===== T I T L E A M E N D M E N T =====

This amendment was adopted in HQ on 03/20/07 and a council substitute is recommended to council



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

227 Remove the entire title and insert:

228 A bill to be entitled

229 An act relating to controlled substances; creating s.  
230 831.311, F.S.; prohibiting the sale, manufacture,  
231 alteration, delivery, uttering, or possession of  
232 counterfeit-resistant prescription blanks for controlled  
233 substances; providing penalties; amending s. 893.04, F.S.;  
234 authorizing electronic recording of oral prescriptions for  
235 a controlled substance; providing additional requirements  
236 for the dispensing of a controlled substance listed in  
237 Schedule II, Schedule III, or Schedule IV; creating s.  
238 893.055, F.S.; requiring the Agency for Health Care  
239 Administration to contract for creation of a website to  
240 provide private-sector medication history to certain  
241 pharmacies and health care practitioners; providing  
242 limitations on use; providing liability for the improper  
243 release of any confidential information; precluding the use  
244 of a specified defense by specified defendants in certain  
245 actions; providing penalties; creating s. 893.065, F.S.;  
246 requiring the department to develop and adopt by rule the  
247 form and content for a counterfeit-resistant prescription  
248 blank for voluntary use by practitioners to prescribe a  
249 controlled substance listed in Schedule II, Schedule III,  
250 or Schedule IV; providing contingent applicability of  
251 penalties; requiring reports of law enforcement agencies  
252 and medical examiners to include specified information if a  
253 person dies of an apparent overdose of a controlled  
254 substance listed in Schedule II, Schedule III, or Schedule  
255 IV; providing an effective date.

This amendment was adopted in HQ on 03/20/07 and a council  
substitute is recommended to council

Page 9 of 9

h0893-hcc-01 strike all amendment.doc

COUNCIL/COMMITTEE ACTION

ADOPTED                                    \_\_\_ (Y/N)  
ADOPTED AS AMENDED                    \_\_\_ (Y/N)  
ADOPTED W/O OBJECTION                ✓ (Y/N)  
FAILED TO ADOPT                        \_\_\_ (Y/N)  
WITHDRAWN                               \_\_\_ (Y/N)  
OTHER                                     \_\_\_\_\_

1 Council/Committee hearing bill: Healthcare Council  
2 Representative(s) Harrell offered the following:  
3

4            Amendment to Amendment (1) by Representative Harrell (with  
5 directory and title amendments)

6            Remove line(s) 126-191 and insert:

7            408.0611 Electronic Prescribing Clearinghouse.--

8            (1) Legislative intent.--It is the intent of the  
9 Legislature to promote the implementation of electronic  
10 prescribing by healthcare practitioners, healthcare facilities,  
11 and pharmacies in order to prevent prescription drug abuse,  
12 improve patient safety, and reduce unnecessary prescriptions. To  
13 that end, it is the intent of the Legislature to create a  
14 clearinghouse of information on electronic prescribing to convey  
15 the process and advantages of electronic prescribing; to provide  
16 information regarding the availability of electronic prescribing  
17 products, including no-cost or low-cost products; and to  
18 regularly convene stakeholders to assess and accelerate the  
19 implementation of electronic prescribing.

20           (2) Definitions.--

21           (a) "Electronic prescribing" means, at a minimum, the  
22 electronic review of the patient's medication history; the

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1a (for drafter's use only)

23 electronic generation of the patient's prescription; and the  
24 electronic transmission of the patient's prescription to a  
25 pharmacy.

26 (b) "Healthcare practitioner" means an individual  
27 authorized by law to prescribe drugs.

28 (3) The agency shall work in collaboration with private-  
29 sector electronic prescribing initiatives and relevant  
30 stakeholders to create a clearinghouse of information on  
31 electronic prescribing for healthcare practitioners, healthcare  
32 facilities, and pharmacies. These stakeholders shall include  
33 organizations that represent healthcare practitioners;  
34 organizations that represent healthcare facilities;  
35 organizations that represent pharmacies; organizations that  
36 operate electronic prescribing networks; organizations that  
37 create electronic prescribing products; and regional health  
38 information organizations. Specifically, the agency shall, by  
39 October 1, 2007:

40 (a) Provide on its website:

41 1. Information regarding the process of electronic  
42 prescribing and the availability of electronic prescribing  
43 products, including no-cost or low-cost products;

44 2. Information regarding the advantages of electronic  
45 prescribing, including utilizing medication history data to  
46 prevent drug interactions; prevent allergic reactions; and deter  
47 doctor and pharmacy shopping for controlled substances;

48 3. Links to federal and private sector websites that  
49 provide guidance on selecting an appropriate electronic  
50 prescribing product; and

51 4. Links to state, federal, and private-sector incentive  
52 programs for the implementation of electronic prescribing.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1a (for drafter's use only)

53 (b) Convene quarterly meetings of the stakeholders to  
54 assess and accelerate the implementation of electronic  
55 prescribing.

56 (4) Pursuant to s. 408.061, the agency shall monitor the  
57 implementation of electronic prescribing by healthcare  
58 practitioners, healthcare facilities, and pharmacies. By January  
59 31 of each year, the agency shall report on the progress of  
60 implementation of electronic prescribing to the Governor and the  
61 Legislature. Information reported pursuant to this subsection  
62 shall include federal and private-sector electronic prescribing  
63 initiatives and, to the extent that data is readily available  
64 from organizations that operate electronic prescribing networks,  
65 the number of healthcare practitioners using electronic  
66 prescribing and the number of prescriptions electronically  
67 transmitted.

68  
69 ===== D I R E C T O R Y A M E N D M E N T =====

70 Remove line(s) 124-125 and insert:

71 Section 3. Section 408.0611, Florida Statutes, is created  
72 to read:

73  
74 ===== T I T L E A M E N D M E N T =====

75 Remove line(s) 229-245 and insert:

76 An act relating to prescription drugs; creating s. 831.311,  
77 F.S.; prohibiting the sale, manufacture, alteration, delivery,  
78 uttering, or possession of counterfeit-resistant prescription  
79 blanks for controlled substances; providing penalties; amending  
80 s. 893.04, F.S.; authorizing electronic recording of oral  
81 prescriptions for a controlled substance; providing additional  
82 requirements for the dispensing of a controlled substance listed  
83 in Schedule II, Schedule III, or Schedule IV; creating s.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1a (for drafter's use only)

84 408.0611, F.S.; providing legislative intent; providing  
85 definitions; requiring the agency to create a clearinghouse of  
86 information on electronic prescribing; requiring the agency to  
87 monitor and report on the implementation of electronic  
88 prescribing; creating s. 893.065, F.S.;

COUNCIL/COMMITTEE ACTION

ADOPTED \_\_\_\_\_ (Y/N)  
ADOPTED AS AMENDED \_\_\_\_\_ (Y/N)  
ADOPTED W/O OBJECTION  (Y/N)  
FAILED TO ADOPT \_\_\_\_\_ (Y/N)  
WITHDRAWN \_\_\_\_\_ (Y/N)  
OTHER \_\_\_\_\_

1 Council/Committee hearing bill: Healthcare Council  
2 Representative(s) Harrell offered the following:

3  
4 **Amendment to Amendment (1) by Representative Harrell (with**  
5 **title amendment)**

6 Remove line(s) 224 and insert:

7 Section 7. The sum of \$100,000 in non-recurring general  
8 revenue funds is appropriated to the Agency for Health Care  
9 Administration to implement the provisions of this act.

10 Section 8. This act shall take effect July 1, 2007.

11  
12 ===== T I T L E A M E N D M E N T =====

13 Remove line(s) 255 and insert:

14 IV; providing an appropriation; providing an effective date.

House of Representatives  
COUNCIL/COMMITTEE BILL ACTION WORK SHEET

Council/Committee: Healthcare  
Meeting Date: 4/17/07  
Place: Monroe Hall  
Time: 9:00 AM

Bill Number: PCB HCC 07-04  
Date Received: \_\_\_\_\_  
Date Reported: \_\_\_\_\_  
Subject: Florida KidCare

Council/Committee Action:

- Favorable
- Favorable w/ 1 amendments
- Favorable w/Council/Committee Substitute
- Other Action: \_\_\_\_\_
- Retained for Reconsideration
- Reconsidered
- Temporarily Postponed
- Unfavorable

Final Vote On Bill		MEMBERS	Amendment 1 strike all		Amendment 2 strike all		Amendment 3 to strike all		Amendment 3a to strike all	
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
✓	✓	Anderson								
✓	✓	Ausley	W/O		W/O			W/O		W/O
✓	✓	Ford	see amend							
✓	✓	Galvano								
✓	✓	Garcia								
✓	✓	Gibson								
✓	✓	Harrell								
✓	✓	Hays								
✓	✓	Hooper								
✓	✓	Patronis								
✓	✓	Porth								
✓	✓	Schwartz								
✓	✓	Skidmore								
✓	✓	Taylor								
✓	✓	Zapata								
✓	✓	Bean, Chair								
Yea	Nays	TOTALS	Yea	Nays	Yea	Nays	Yea	Nays	Yea	Nays
15	0									

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE

House of Representatives  
COUNCIL/COMMITTEE BILL ACTION WORK SHEET

Council/Committee: \_\_\_\_\_ Bill Number: \_\_\_\_\_  
 Meeting Date: \_\_\_\_\_ Date Received: \_\_\_\_\_  
 Place: \_\_\_\_\_ Date Reported: \_\_\_\_\_  
 Time: \_\_\_\_\_ Subject: \_\_\_\_\_

- Council/Committee Action:
- Favorable
  - Favorable w/ \_\_\_\_\_ amendments
  - Favorable w/Council/Committee Substitute
  - Other Action: \_\_\_\_\_
  - Retained for Reconsideration
  - Reconsidered
  - Temporarily Postponed
  - Unfavorable

Final Vote On Bill		MEMBERS	<i>Amend 4 a to strike all</i>							
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
		Anderson								
		Ausley								
		Ford								
		Galvano								
		Garcia								
		Gibson								
		Harrell								
		Hays								
		Hooper								
		Patronis								
		Porth								
		Schwartz								
		Skidmore								
		Taylor								
		Zapata								
		Bean, Chair								
Yeas	Nays	TOTALS	Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. PCB HCC 07-04

COUNCIL/COMMITTEE ACTION

ADOPTED \_\_\_\_\_ (Y/N)  
ADOPTED AS AMENDED  (Y/N)  
ADOPTED W/O OBJECTION \_\_\_\_\_ (Y/N)  
FAILED TO ADOPT \_\_\_\_\_ (Y/N)  
WITHDRAWN \_\_\_\_\_ (Y/N)  
OTHER \_\_\_\_\_

1 Council/Committee hearing bill: Healthcare Council  
2 Representative(s) Galvano offered the following:

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

5 Remove everything after the enacting clause and insert:  
6 Section 1. Subsection (4) of section 408.915, Florida Statutes,  
7 is amended to read:

8 408.915 Eligibility pilot project.--The Agency for Health  
9 Care Administration, in consultation with the steering committee  
10 established in s. 408.916, shall develop and implement a pilot  
11 project to integrate the determination of eligibility for health  
12 care services with information and referral services.

13 (4) The pilot project shall include eligibility  
14 determinations for the following programs:

15 (a) Medicaid under Title XIX of the Social Security Act.

16 ~~(b) Medikids as created in s. 409.8132.~~

17 ~~(b)(e)~~ Florida Healthy Kids as described in s. 624.91 and  
18 within eligibility guidelines provided in s. 409.814.

19 ~~(c)(d)~~ Eligibility for Florida Kidcare services outside of  
20 the scope of Title XIX or Title XXI of the Social Security Act  
21 as provided in s. 409.814.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

22        ~~(d)(e)~~ State and local publicly funded health and social  
23 services programs as determined appropriate by the steering  
24 committee.

25        Section 2. Paragraph (a) of subsection (9) of section  
26 409.1451, Florida Statutes, is amended to read:

27        409.1451 Independent living transition services.--

28        (9) MEDICAL ASSISTANCE FOR YOUNG ADULTS FORMERLY IN FOSTER  
29 CARE.--The department shall enroll in the Florida Kidcare  
30 program, outside the open enrollment period, each young adult  
31 who is eligible as described in paragraph (2) (b) and who has not  
32 yet reached his or her 19th birthday.

33        (a) A young adult who was formerly in foster care at the  
34 time of his or her 18th birthday and who is 18 years of age but  
35 not yet 19- shall pay the premium for the Florida Kidcare  
36 program as required in s. 409.8141 ~~409.814~~.

37        Section 3. Subsections (20) through (26) of section  
38 409.811, Florida Statutes, are renumbered as subsections (19)  
39 through (25), respectively, and present subsections (6), (19),  
40 and (25) of that section are amended to read:

41        409.811 Definitions relating to Florida Kidcare Act.--As  
42 used in ss. 409.810-409.820, the term:

43        (6) "Child with special health care needs" means a child  
44 who has chronic physical, developmental, behavioral, or  
45 emotional conditions and who also requires health care and  
46 related services of a type or amount beyond that which is  
47 generally required by a child whose serious or chronic physical  
48 or developmental condition requires extensive preventive and  
49 maintenance care beyond that required by typically healthy  
50 children. Health care utilization by such a child exceeds the  
51 statistically expected usage of the normal child adjusted for  
52 chronological age, and such a child often needs complex care

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

53 ~~requiring multiple providers, rehabilitation services, and~~  
54 ~~specialized equipment in a number of different settings.~~

55 ~~(19) "Medikids" means a component of the Florida Kidcare~~  
56 ~~program of medical assistance authorized by Title XXI of the~~  
57 ~~Social Security Act, and regulations thereunder, and s.~~  
58 ~~409.8132, as administered in the state by the agency.~~

59 ~~(24) (25)~~ "Rural county" means a county having a population  
60 density of fewer less than 100 persons per square mile, or a  
61 county defined by the most recent United States Census as rural,  
62 ~~in which there is no prepaid health plan participating in the~~  
63 ~~Medicaid program as of July 1, 1998.~~

64 Section 4. Section 409.812, Florida Statutes, is amended  
65 to read:

66 409.812 Program created; purpose.--The Florida Kidcare  
67 program is created to provide a defined set of health benefits  
68 to ~~previously~~ uninsured, low-income children through the  
69 establishment of a variety of affordable health benefits  
70 coverage options from which families may select coverage and  
71 through which families may contribute financially to the health  
72 care of their children.

73 Section 5. Section 409.813, Florida Statutes, is amended  
74 to read:

75 409.813 Program components; entitlement and  
76 nonentitlement.--The Florida Kidcare program includes health  
77 benefits coverage provided to children through the following  
78 program components, which shall be marketed as the Florida  
79 Kidcare program:

80 (1) Medicaid;

81 ~~(2) Medikids as created in s. 409.8132;~~

82 ~~(2) (3)~~ The Florida Healthy Kids Corporation as created in  
83 s. 624.91; and

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

84 ~~(4) Employer sponsored group health insurance plans~~  
85 ~~approved under ss. 409.810-409.820, and~~

86 ~~(3)(5) The Children's Medical Services network established~~  
87 ~~in chapter 391.~~

88  
89 Except for Title XIX-funded Florida Kidcare coverage ~~under the~~  
90 ~~Medicaid program~~, coverage under the Florida Kidcare program is  
91 not an entitlement. No cause of action shall arise against the  
92 state, the department, the Department of Children and Family  
93 Services, ~~or the agency,~~ or the Florida Healthy Kids Corporation  
94 for failure to make health services available to any person  
95 under ss. 409.810-409.820.

96 Section 6. Section 409.8132, Florida Statutes, is  
97 repealed.

98 Section 7. Subsection (2) of section 409.8134, Florida  
99 Statutes, is amended to read:

100 409.8134 Program expenditure ceiling.--

101 ~~(2) The Florida Kidcare program may conduct enrollment at~~  
102 ~~any time throughout the year for the purpose of enrolling~~  
103 ~~children eligible for all program components listed in s.~~  
104 ~~409.813 except Medicaid. The four Florida Kidcare administrators~~  
105 ~~shall work together to ensure that the year-round enrollment~~  
106 ~~period is announced statewide. Eligible children shall be~~  
107 ~~enrolled on a first come, first served basis using the date the~~  
108 ~~enrollment application is received. Enrollment shall immediately~~  
109 ~~cease when the expenditure ceiling is reached. Year-round~~  
110 ~~enrollment shall only be held if the Social Services Estimating~~  
111 ~~Conference determines that sufficient federal and state funds~~  
112 ~~will be available to finance the increased enrollment through~~  
113 ~~federal fiscal year 2007. Any individual who is not enrolled~~  
114 ~~must reapply by submitting a new application. The application~~

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

15 ~~for the Florida Kidcare program shall be valid for a period of~~  
116 ~~120 days after the date it was received. At the end of the 120-~~  
117 ~~day period, if the applicant has not been enrolled in the~~  
118 ~~program, the application shall be invalid and the applicant~~  
119 ~~shall be notified of the action. The applicant may resubmit the~~  
120 ~~application after notification of the action taken by the~~  
121 ~~program. Except for the Medicaid program, whenever the Social~~  
122 ~~Services Estimating Conference determines that there are~~  
123 ~~presently, or will be by the end of the current fiscal year,~~  
124 ~~insufficient funds to finance the current or projected~~  
125 ~~enrollment in the Florida Kidcare program, all additional~~  
126 ~~enrollment must cease and additional enrollment may not resume~~  
127 ~~until sufficient funds are available to finance the such~~  
128 ~~enrollment.~~

129 Section 8. Section 409.814, Florida Statutes, is amended  
130 to read:

131 (Substantial rewording of section. See s. 409.814, F.S.,  
132 for present text.)

133 409.814 Eligibility.--

134 (1) ELIGIBILITY FOR THE FLORIDA KIDCARE PROGRAM.--

135 (a) To be eligible for the Florida Kidcare program, a  
136 child must be:

137 1. A resident of the state.

138 2. Under 19 years of age.

139 3. Uninsured at the time of application.

140 (b) Once a child is enrolled in the Florida Kidcare  
141 program, the child is eligible for coverage under the program  
142 for 12 months without redetermination or reverification of  
143 eligibility.

144 (2) ELIGIBILITY FOR CHILDREN'S MEDICAL SERVICES.--To be  
145 eligible for the Children's Medical Services component of the

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

146 Florida Kidcare program, a child must meet the requirements of  
147 subsection (1) and must be a child with special health care  
148 needs as determined through clinical eligibility screening by  
149 the Department of Health pursuant to s. 409.818(2).

150 Section 9. Section 409.8141, Florida Statutes, is created  
151 to read:

152 409.8141 Premium assistance.--

153 (1) The Florida Kidcare program may provide premium  
154 assistance to certain children enrolled in the program. To be  
155 eligible for premium assistance, the child must meet the  
156 requirements of s. 409.814 and must:

157 (a) Reside in a household where the family income is equal  
158 to or less than 200 percent of the federal poverty level; and

159 (b) Be a United States citizen or a qualified alien as  
160 defined in s. 409.811(22).

161 (2) The Florida Kidcare program may provide premium  
162 assistance for enrollees who do not reside in a household where  
163 the family income is equal to or less than 200 percent of the  
164 federal poverty level, who are noncitizens, who are not  
165 qualified aliens, or who are children of state employees. Such  
166 premium assistance may be funded by general revenue or local  
167 contributions pursuant to s. 624.91 and is subject to specific  
168 appropriation. If the program does not provide such premium  
169 assistance, enrollees not meeting the eligibility requirements  
170 of subsection (1) shall pay the full cost of the premium and are  
171 not required to document income.

172 (3) Eligibility for premium assistance shall be verified  
173 for each applicant and enrollee during the application and  
174 reverification processes based on:

175 (a) Family income verified electronically. If electronic  
176 verification of income eligibility is not available, family

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

177 income shall be documented with a copy of the applicant's most  
178 recent federal income tax return. In the absence of a federal  
179 income tax return, an applicant's wages and earnings statements,  
180 W-2 forms, or other appropriate documentation obtained from  
181 other government sources, including electronic records, may be  
182 considered. An assets test is not required.

183 (b) A statement from the applicant or enrollee that the  
184 child is not currently insured by an employer-sponsored or other  
185 benefit plan.

186 (4) Once a child is found eligible for premium assistance,  
187 the child shall receive premium assistance for 12 months without  
188 reverification of eligibility if the family continues to  
189 participate in any applicable cost-sharing pursuant to s.  
190 409.816. The Florida Kidcare program shall conduct an annual  
191 eligibility reverification for each enrollee eligible for  
192 premium assistance.

193 Section 10. Section 409.8142, Florida Statutes, is created  
194 to read:

195 409.8142 Penalties.--

196 (1) Subject to s. 624.91(4), the Florida Kidcare program  
197 shall withhold benefits from an enrollee if the program obtains  
198 evidence that the enrollee is no longer eligible, submitted  
199 incorrect or fraudulent information in order to establish  
200 eligibility, or failed to provide verification of eligibility.  
201 The applicant or enrollee shall be notified that, because of  
202 such evidence, program benefits will be withheld unless the  
203 applicant or enrollee contacts a designated representative of  
204 the program by a specified date, which must be within 10 days  
205 after the date of notice, to discuss and resolve the matter. The  
206 program shall make every effort to resolve the matter within a

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

207 timeframe that will not cause benefits to be withheld from an  
208 eligible enrollee.

209 (2) The following individuals may be subject to  
210 prosecution in accordance with s. 414.39:

211 (a) An applicant obtaining or attempting to obtain  
212 benefits for a potential enrollee under the Florida Kidcare  
213 program when the applicant knows or should have known the  
214 potential enrollee does not qualify for the Florida Kidcare  
215 program.

216 (b) An individual who assists an applicant in obtaining or  
217 attempting to obtain benefits for a potential enrollee under the  
218 Florida Kidcare program when the individual knows or should have  
219 known the potential enrollee does not qualify for the Florida  
220 Kidcare program.

221 Section 11. Section 409.8149, Florida Statutes, is created  
222 to read:

223 409.8149 Enrollment; plan choice; choice counseling.--

224 (1) ENROLLMENT.--The Florida Kidcare program may conduct  
225 enrollment at any time throughout the year for the purpose of  
226 enrolling children eligible for all program components listed in  
227 s. 409.813 except Medicaid. The four Florida Kidcare  
228 administrators shall work together to ensure that the year-round  
229 enrollment period is announced statewide. Eligible children  
230 shall be enrolled on a first-come, first-served basis, based  
231 upon the date the enrollment application is received. The  
232 application for the Florida Kidcare program is valid for a  
233 period of 120 days after the date the application is received.  
234 At the end of the 120-day period, if the applicant has not been  
235 enrolled in the program, the application is invalid and the  
236 applicant shall be notified of the action. The applicant may



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

7 resubmit the application after notification of the action taken  
238 by the program.

239 (2) PLAN CHOICE.--

240 (a) Each enrollee shall have 30 days after the date of  
241 enrollment to voluntarily choose a benefit plan. Enrollees may  
242 choose the Children's Medical Services Network or any managed  
243 care plan operating in the Medicaid program or any plan selected  
244 pursuant to s. 624.91 in the geographical area in which the  
245 enrollee resides. An enrollee eligible for Medicaid may also  
246 choose the Medicaid fee-for-service program.

247 (b) Enrollees who do not voluntarily choose a benefit plan  
248 shall be assigned to a managed care plan by the Florida Kidcare  
249 program. The program shall assign enrollees eligible for  
250 Medicaid to a Medicaid managed care plan or to the Medicaid fee-  
251 for-service program if a Medicaid managed care plan does not  
2 exist in the geographical area in which the enrollee resides.  
253 The program shall assign all other enrollees to plans selected  
254 pursuant to s. 624.91 in the geographical area in which each  
255 enrollee resides.

256 (c) Upon selection or assignment, an enrollee shall have  
257 90 days during which to voluntarily disenroll from a benefit  
258 plan and select another.

259 (d) Upon the anniversary of enrollment, each enrollee may  
260 voluntarily select another benefit plan. The Florida Kidcare  
261 program shall notify enrollees of their annual open enrollment  
262 options 60 days prior to the anniversary of initial enrollment.

263 (3) CHOICE COUNSELING.--The Florida Kidcare program shall  
264 provide education on the available benefit plans pursuant to s.  
265 409.818(4). The program shall provide choice counseling upon  
266 initial enrollment and prior to an enrollee's annual optional  
7 reselection. The program shall coordinate with Medicaid to

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268 provide choice counseling regarding Medicaid fee-for-service and  
269 managed care options.

270 Section 12. Section 409.815, Florida Statutes, is amended  
271 to read:

272 409.815 Health benefits coverage, ~~limitations.~~

273 (1) ~~MEDICAID-BENEFITS.~~ ~~For purposes of the Florida~~  
274 ~~Kidcare program,~~ Benefits available under all Florida Kidcare  
275 components shall meet the federal Medicaid Early and Periodic  
276 Screening, Diagnosis and Treatment (EPSDT) standard and Medicaid  
277 ~~and Medikids~~ include those goods and services provided under the  
278 medical assistance program authorized by Title XIX of the Social  
279 Security Act, and regulations thereunder, as administered in  
280 this state by the agency. This includes those mandatory Medicaid  
281 services authorized under s. 409.905 and optional Medicaid  
282 services authorized under s. 409.906, rendered on behalf of  
283 eligible individuals by qualified providers, in accordance with  
284 federal requirements for Title XIX, subject to any limitations  
285 or directions provided for in the General Appropriations Act or  
286 chapter 216, and according to methodologies and limitations set  
287 forth in agency rules and policy manuals and handbooks  
288 incorporated by reference thereto.

289 ~~(2) BENCHMARK BENEFITS.~~ ~~In order for health benefits~~  
290 ~~coverage to qualify for premium assistance payments for an~~  
291 ~~eligible child under ss. 409.810-409.820, the health benefits~~  
292 ~~coverage, except for coverage under Medicaid and Medikids, must~~  
293 ~~include the following minimum benefits, as medically necessary.~~

294 ~~(a) Preventive health services. Covered services include:~~

295 ~~1. Well child care, including services recommended in the~~  
296 ~~Guidelines for Health Supervision of Children and Youth as~~  
297 ~~developed by the American Academy of Pediatrics;~~

298 ~~2. Immunizations and injections;~~

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- 399 ~~3. Health education counseling and clinical services;~~  
300 ~~4. Vision screening; and~~  
301 ~~5. Hearing screening.~~

302 ~~(b) Inpatient hospital services. All covered services~~  
303 ~~provided for the medical care and treatment of an enrollee who~~  
304 ~~is admitted as an inpatient to a hospital licensed under part I~~  
305 ~~of chapter 395, with the following exceptions:~~

306 ~~1. All admissions must be authorized by the enrollee's~~  
307 ~~health benefits coverage provider.~~

308 ~~2. The length of the patient stay shall be determined~~  
309 ~~based on the medical condition of the enrollee in relation to~~  
310 ~~the necessary and appropriate level of care.~~

311 ~~3. Room and board may be limited to semiprivate~~  
312 ~~accommodations, unless a private room is considered medically~~  
313 ~~necessary or semiprivate accommodations are not available.~~

314 ~~4. Admissions for rehabilitation and physical therapy are~~  
315 ~~limited to 15 days per contract year.~~

316 ~~(c) Emergency services. Covered services include visits~~  
317 ~~to an emergency room or other licensed facility if needed~~  
318 ~~immediately due to an injury or illness and delay means risk of~~  
319 ~~permanent damage to the enrollee's health. Health maintenance~~  
320 ~~organizations shall comply with the provisions of s. 641.513.~~

321 ~~(d) Maternity services. Covered services include~~  
322 ~~maternity and newborn care, including prenatal and postnatal~~  
323 ~~care, with the following limitations:~~

324 ~~1. Coverage may be limited to the fee for vaginal~~  
325 ~~deliveries; and~~

326 ~~2. Initial inpatient care for newborn infants of enrolled~~  
327 ~~adolescents shall be covered, including normal newborn care,~~  
328 ~~nursery charges, and the initial pediatric or neonatal~~

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329 ~~examination, and the infant may be covered for up to 3 days~~  
330 ~~following birth.~~

331 ~~(e) Organ transplantation services. Covered services~~  
332 ~~include pretransplant, transplant, and postdischarge services~~  
333 ~~and treatment of complications after transplantation for~~  
334 ~~transplants deemed necessary and appropriate within the~~  
335 ~~guidelines set by the Organ Transplant Advisory Council under s.~~  
336 ~~765.53 or the Bone Marrow Transplant Advisory Panel under s.~~  
337 ~~627.4236.~~

338 ~~(f) Outpatient services. Covered services include~~  
339 ~~preventive, diagnostic, therapeutic, palliative care, and other~~  
340 ~~services provided to an enrollee in the outpatient portion of a~~  
341 ~~health facility licensed under chapter 395, except for the~~  
342 ~~following limitations:~~

343 ~~1. Services must be authorized by the enrollee's health~~  
344 ~~benefits coverage provider; and~~

345 ~~2. Treatment for temporomandibular joint disease (TMJ) is~~  
346 ~~specifically excluded.~~

347 ~~(g) Behavioral health services.~~

348 ~~1. Mental health benefits include:~~

349 ~~a. Inpatient services, limited to not more than 30~~  
350 ~~inpatient days per contract year for psychiatric admissions, or~~  
351 ~~residential services in facilities licensed under s. 394.875(8)~~  
352 ~~or s. 395.003 in lieu of inpatient psychiatric admissions;~~  
353 ~~however, a minimum of 10 of the 30 days shall be available only~~  
354 ~~for inpatient psychiatric services when authorized by a~~  
355 ~~physician; and~~

356 ~~b. Outpatient services, including outpatient visits for~~  
357 ~~psychological or psychiatric evaluation, diagnosis, and~~  
358 ~~treatment by a licensed mental health professional, limited to a~~  
359 ~~maximum of 40 outpatient visits each contract year.~~

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360 ~~2. Substance abuse services include:~~

361 ~~a. Inpatient services, limited to not more than 7~~  
362 ~~inpatient days per contract year for medical detoxification only~~  
363 ~~and 30 days of residential services; and~~

364 ~~b. Outpatient services, including evaluation, diagnosis,~~  
365 ~~and treatment by a licensed practitioner, limited to a maximum~~  
366 ~~of 40 outpatient visits per contract year.~~

367 ~~(h) Durable medical equipment. Covered services include~~  
368 ~~equipment and devices that are medically indicated to assist in~~  
369 ~~the treatment of a medical condition and specifically prescribed~~  
370 ~~as medically necessary, with the following limitations:~~

371 ~~1. Low vision and telescopic aides are not included.~~

372 ~~2. Corrective lenses and frames may be limited to one pair~~  
373 ~~every 2 years, unless the prescription or head size of the~~  
374 ~~enrollee changes.~~

375 ~~3. Hearing aids shall be covered only when medically~~  
376 ~~indicated to assist in the treatment of a medical condition.~~

377 ~~4. Covered prosthetic devices include artificial eyes and~~  
378 ~~limbs, braces, and other artificial aids.~~

379 ~~(i) Health practitioner services. Covered services~~  
380 ~~include services and procedures rendered to an enrollee when~~  
381 ~~performed to diagnose and treat diseases, injuries, or other~~  
382 ~~conditions, including care rendered by health practitioners~~  
383 ~~acting within the scope of their practice, with the following~~  
384 ~~exceptions:~~

385 ~~1. Chiropractic services shall be provided in the same~~  
386 ~~manner as in the Florida Medicaid program.~~

387 ~~2. Podiatric services may be limited to one visit per day~~  
388 ~~totaling two visits per month for specific foot disorders.~~

389 ~~(j) Home health services. Covered services include~~  
390 ~~prescribed home visits by both registered and licensed practical~~

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391 ~~nurses to provide skilled nursing services on a part-time~~  
392 ~~intermittent basis, subject to the following limitations:~~

393 ~~1. Coverage may be limited to include skilled nursing~~  
394 ~~services only;~~

395 ~~2. Meals, housekeeping, and personal comfort items may be~~  
396 ~~excluded; and~~

397 ~~3. Private duty nursing is limited to circumstances where~~  
398 ~~such care is medically necessary.~~

399 ~~(k) Hospice services. Covered services include reasonable~~  
400 ~~and necessary services for palliation or management of an~~  
401 ~~enrollee's terminal illness, with the following exceptions:~~

402 ~~1. Once a family elects to receive hospice care for an~~  
403 ~~enrollee, other services that treat the terminal condition will~~  
404 ~~not be covered; and~~

405 ~~2. Services required for conditions totally unrelated to~~  
406 ~~the terminal condition are covered to the extent that the~~  
407 ~~services are included in this section.~~

408 ~~(l) Laboratory and X-ray services. Covered services~~  
409 ~~include diagnostic testing, including clinical radiologic,~~  
410 ~~laboratory, and other diagnostic tests.~~

411 ~~(m) Nursing facility services. Covered services include~~  
412 ~~regular nursing services, rehabilitation services, drugs and~~  
413 ~~biologicals, medical supplies, and the use of appliances and~~  
414 ~~equipment furnished by the facility, with the following~~  
415 ~~limitations:~~

416 ~~1. All admissions must be authorized by the health~~  
417 ~~benefits coverage provider.~~

418 ~~2. The length of the patient stay shall be determined~~  
419 ~~based on the medical condition of the enrollee in relation to~~  
420 ~~the necessary and appropriate level of care, but is limited to~~  
421 ~~not more than 100 days per contract year.~~

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422 ~~3. Room and board may be limited to semiprivate~~  
423 ~~accommodations, unless a private room is considered medically~~  
424 ~~necessary or semiprivate accommodations are not available.~~

425 ~~4. Specialized treatment centers and independent kidney~~  
426 ~~disease treatment centers are excluded.~~

427 ~~5. Private duty nurses, television, and custodial care are~~  
428 ~~excluded.~~

429 ~~6. Admissions for rehabilitation and physical therapy are~~  
430 ~~limited to 15 days per contract year.~~

431 ~~(n) Prescribed drugs.~~

432 ~~1. Coverage shall include drugs prescribed for the~~  
433 ~~treatment of illness or injury when prescribed by a licensed~~  
434 ~~health practitioner acting within the scope of his or her~~  
435 ~~practice.~~

436 ~~2. Prescribed drugs may be limited to generics if~~  
437 ~~available and brand name products if a generic substitution is~~  
438 ~~not available, unless the prescribing licensed health~~  
439 ~~practitioner indicates that a brand name is medically necessary.~~

440 ~~3. Prescribed drugs covered under this section shall~~  
441 ~~include all prescribed drugs covered under the Florida Medicaid~~  
442 ~~program.~~

443 ~~(o) Therapy services. Covered services include~~  
444 ~~rehabilitative services, including occupational, physical,~~  
445 ~~respiratory, and speech therapies, with the following~~  
446 ~~limitations:~~

447 ~~1. Services must be for short term rehabilitation where~~  
448 ~~significant improvement in the enrollee's condition will result,~~  
449 ~~and~~

450 ~~2. Services shall be limited to not more than 24 treatment~~  
451 ~~sessions within a 60 day period per episode or injury, with the~~  
452 ~~60 day period beginning with the first treatment.~~

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453 ~~(p) Transportation services. Covered services include~~  
454 ~~emergency transportation required in response to an emergency~~  
455 ~~situation.~~

456 ~~(q) Dental services. Dental services shall be covered and~~  
457 ~~may include those dental benefits provided to children by the~~  
458 ~~Florida Medicaid program under s. 409.906(6).~~

459 ~~(r) Lifetime maximum. Health benefits coverage obtained~~  
460 ~~under ss. 409.810 409.820 shall pay an enrollee's covered~~  
461 ~~expenses at a lifetime maximum of \$1 million per covered child.~~

462 ~~(s) Cost sharing. Cost sharing provisions must comply~~  
463 ~~with s. 409.816.~~

464 ~~(t) Exclusions.~~

465 ~~1. Experimental or investigational procedures that have~~  
466 ~~not been clinically proven by reliable evidence are excluded;~~

467 ~~2. Services performed for cosmetic purposes only or for~~  
468 ~~the convenience of the enrollee are excluded; and~~

469 ~~3. Abortion may be covered only if necessary to save the~~  
470 ~~life of the mother or if the pregnancy is the result of an act~~  
471 ~~of rape or incest.~~

472 ~~(2u) ENHANCEMENTS TO BENEFITEnhancements to minimum~~  
473 ~~requirements.--~~

474 ~~(a)1. This section sets the minimum benefits that must be~~  
475 ~~included in any health benefits coverage, other than Medicaid or~~  
476 ~~Medikids coverage, offered under ss. 409.810 409.820. Health~~  
477 ~~benefits coverage may include additional benefits not included~~  
478 ~~under this subsection, but may not include benefits excluded~~  
479 ~~under paragraph (s).~~

480 ~~(b)2. Health benefits coverage may extend any limitations~~  
481 ~~beyond the minimum benefits described in this section.~~

482



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83 Except for the Children's Medical Services Network, the agency  
484 may not increase the premium assistance payment for either  
485 additional benefits provided beyond the minimum benefits  
486 described in this section or the imposition of less restrictive  
487 service limitations.

488 ~~(3v) APPLICABILITY OF OTHER STATE LAWS~~ ~~Applicability of~~  
489 ~~other state laws.~~ --Health insurers, health maintenance  
490 organizations, and their agents are subject to the provisions of  
491 the Florida Insurance Code, except for any such provisions  
492 waived in this section.

493 ~~(a)1-~~ Except as expressly provided in this section, a law  
494 requiring coverage for a specific health care service or  
495 benefit, or a law requiring reimbursement, utilization, or  
496 consideration of a specific category of licensed health care  
497 practitioner, does not apply to a health insurance plan policy  
498 or contract offered or delivered under ss. 409.810-409.820  
499 unless that law is made expressly applicable to such policies or  
500 contracts.

501 ~~(b)2-~~ Notwithstanding chapter 641, a health maintenance  
502 organization may issue contracts providing benefits equal to,  
503 exceeding, or actuarially equivalent to the ~~benchmark~~-benefit  
504 plan ~~required~~ authorized by this section and may pay providers  
505 located in a rural county negotiated fees or Medicaid  
506 reimbursement rates for services provided to enrollees who are  
507 residents of the rural county.

508 Section 13. Section 409.816, Florida Statutes, is amended  
509 to read:

510 (Substantial rewording of section. See s. 409.816, F.S.,  
511 for present text.)

512 409.816 Premiums.--

513 (1) SOURCES OF FUNDING.--

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514 (a) Premiums for children eligible for Medicaid shall be  
515 funded by Medicaid.

516 (b) Premiums for children eligible for medical assistance  
517 under Title XXI of the Social Security Act shall be funded by  
518 Title XXI federal funds.

519 (c) Premiums for children not eligible for Medicaid or  
520 medical assistance under Title XXI of the Social Security Act  
521 shall be fully paid by the children's families. However, such  
522 premiums may be funded by general revenue or local contributions  
523 pursuant to s. 624.91 and subject to specific appropriation.

524 (2) RATES.--The Florida Kidcare program shall set premium  
525 rates based on the age, gender, and geographic location of the  
526 child and the child's eligibility for enrollment in the  
527 Children's Medical Services Network.

528 (3) SEAMLESS TRANSITION.--Enrollees may participate in any  
529 managed care plan operating under the Florida Kidcare program or  
530 Medicaid regardless of any change in eligibility for premium  
531 assistance. If an enrollee's eligibility for premium assistance  
532 changes, the program shall change the premium funding source in  
533 accordance with the enrollee's new eligibility status and  
534 continue to apply the enrollee's premium to the chosen plan. If  
535 an enrollee chooses a different plan during the annual plan  
536 selection period provided under s. 409.8149, the program shall  
537 ensure that the premium funding follows the enrollee to the new  
538 plan.

539 (4) COST SHARING.--

540 (a) Enrollees who are eligible for Medicaid shall not pay  
541 enrollment fees, premiums, copayments, deductibles, coinsurance,  
542 or similar charges.

543 (b) Enrollees who are not eligible for Medicaid and have a  
544 family income below 150 percent of the federal poverty level

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545 shall pay a share of the premium cost and shall pay \$15 per  
546 child per month. Cost sharing may be waived by the Florida  
547 Kidcare program when required by Title XXI of the Social  
548 Security Act.

549 (c) Enrollees who are not eligible for Medicaid and have a  
550 family income below 200 percent of the federal poverty level  
551 shall pay a share of the premium cost and shall pay \$20 per  
552 child per month. Cost sharing may be waived by the Florida  
553 Kidcare program when required by Title XXI of the Social  
554 Security Act.

555 (d) Enrollees who are not receiving premium assistance  
556 shall pay the full cost of the premium.

557 Section 14. Section 409.817, Florida Statutes, is amended  
558 to read:

559 409.817 Approval of health benefits coverage; financial  
560 assistance.--In order for health insurance coverage other than  
561 Medicaid managed care plans to qualify for premium assistance  
562 payments for an eligible child under ss. 409.810-409.820, the  
563 health benefits coverage must:

564 ~~(1) Be certified by the Office of Insurance Regulation of~~  
565 ~~the Financial Services Commission under s. 409.818 as meeting,~~  
566 ~~exceeding, or being actuarially equivalent to the benchmark~~  
567 ~~benefit plan;~~

568 (1)(2) Be guarantee issued;

569 (2)(3) Be community rated;

570 (3)(4) Not impose any preexisting condition exclusion for  
571 covered benefits; however, group health insurance plans may  
572 permit the imposition of a preexisting condition exclusion, but  
573 only insofar as it is permitted under s. 627.6561;

574 (4)(5) Comply with the applicable limitations on premiums  
575 and cost-sharing in s. 409.816;

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576        ~~(5)(6)~~ Comply with the quality assurance and access  
577 standards developed under s. 409.820; and

578        ~~(6)(7)~~ Establish periodic open enrollment periods, which  
579 may not occur more frequently than quarterly.

580        Section 15. Paragraph (i) of subsection (1) of section  
581 409.8177, Florida Statutes, is amended to read:

582        409.8177 Program evaluation.--

583        (1) The agency, in consultation with the Department of  
584 Health, the Department of Children and Family Services, and the  
585 Florida Healthy Kids Corporation, shall contract for an  
586 evaluation of the Florida Kidcare program and shall by January 1  
587 of each year submit to the Governor, the President of the  
588 Senate, and the Speaker of the House of Representatives a report  
589 of the program. In addition to the items specified under s. 2108  
590 of Title XXI of the Social Security Act, the report shall  
591 include an assessment of crowd-out and access to health care, as  
592 well as the following:

593        (i) An assessment of the effectiveness of the Medikids,  
594 Children's Medical Services network, and other public and  
595 private programs in the state in increasing the availability of  
596 affordable quality health insurance and health care for  
597 children.

598        Section 16. Section 409.818, Florida Statutes, is amended  
599 to read:

600        409.818 Administration.--In order to implement ss.  
601 409.810-409.820, the following agencies shall have the following  
602 duties:

603        (1) The Department of Children and Family Services shall:

604        (a) Develop a comprehensive, statewide outreach program  
605 through the Community Access Network developed by the department  
606 that increases enrollment in the Florida Kidcare program by

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607 providing multiple access points throughout the state,  
608 maximizing shared resources, and partnering with a broad variety  
609 of providers, schools, community-based organizations, and local  
610 and state agencies.

611 (b) Develop a standardized intake process for all  
612 Community Access Network partners that informs applicants about  
613 coverage and services available through the Florida Kidcare  
614 program and collects all information necessary to assess  
615 eligibility for any premium assistance.

616 (c)(a) Develop a simplified eligibility application  
617 process ~~mail in form to be used~~ for determining the eligibility  
618 of children for coverage ~~through~~ ~~under~~ the Florida Kidcare  
619 program, in consultation with the agency, the Department of  
620 Health, and the Florida Healthy Kids Corporation. The ~~department~~  
621 shall collect all information necessary to determine eligibility  
622 for premium assistance and provide ~~simplified eligibility~~  
623 application ~~form must include an item that provides an~~  
624 opportunity for the applicant to indicate whether coverage is  
625 being sought for a child with special health care needs.  
626 ~~Families applying for children's Medicaid coverage must also be~~  
627 ~~able to use the simplified application form without having to~~  
628 ~~pay a premium.~~

629 (d) Determine eligibility for Medicaid. The department may  
630 perform this function either directly or through the services of  
631 a contracted third-party administrator. The eligibility  
632 determination process must include redetermination or  
633 reverification of eligibility every 12 months.

634 (e) Coordinate with the Florida Healthy Kids Corporation  
635 to establish a seamless eligibility process for children  
636 regardless of funding source.

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637 ~~(b) Establish and maintain the eligibility determination~~  
638 ~~process under the program except as specified in subsection (5).~~  
639 ~~The department shall directly, or through the services of a~~  
640 ~~contracted third party administrator, establish and maintain a~~  
641 ~~process for determining eligibility of children for coverage~~  
642 ~~under the program. The eligibility determination process must be~~  
643 ~~used solely for determining eligibility of applicants for health~~  
644 ~~benefits coverage under the program. The eligibility~~  
645 ~~determination process must include an initial determination of~~  
646 ~~eligibility for any coverage offered under the program, as well~~  
647 ~~as a redetermination or reverification of eligibility each~~  
648 ~~subsequent 6 months. Effective January 1, 1999, a child who has~~  
649 ~~not attained the age of 5 and who has been determined eligible~~  
650 ~~for the Medicaid program is eligible for coverage for 12 months~~  
651 ~~without a redetermination or reverification of eligibility. In~~  
652 ~~conducting an eligibility determination, the department shall~~  
653 ~~determine if the child has special health care needs. The~~  
654 ~~department, in consultation with the Agency for Health Care~~  
655 ~~Administration and the Florida Healthy Kids Corporation, shall~~  
656 ~~develop procedures for redetermining eligibility which enable a~~  
657 ~~family to easily update any change in circumstances which could~~  
658 ~~affect eligibility. The department may accept changes in a~~  
659 ~~family's status as reported to the department by the Florida~~  
660 ~~Healthy Kids Corporation without requiring a new application~~  
661 ~~from the family. Redetermination of a child's eligibility for~~  
662 ~~Medicaid may not be linked to a child's eligibility~~  
663 ~~determination for other programs.~~

664 ~~(f)(e) Inform program applicants about eligibility~~  
665 ~~determinations and ensure appropriate followup procedures for~~  
666 ~~choice counseling and plan enrollment provide information about~~  
667 ~~eligibility of applicants to Medicaid, Medikids, the Children's~~

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668 ~~Medical Services Network, and the Florida Healthy Kids~~  
669 ~~Corporation, and to insurers and their agents, through a~~  
670 ~~centralized coordinating office.~~

671 ~~(g)(d)~~ Adopt such rules as may be necessary for conducting  
672 program eligibility and outreach functions.

673 (2) The Department of Health shall determine eligibility  
674 for the Children's Medical Services component of the Florida  
675 Kidcare program based on a clinical eligibility screening.+

676 ~~(a) Design an eligibility intake process for the program,~~  
677 ~~in coordination with the Department of Children and Family~~  
678 ~~Services, the agency, and the Florida Healthy Kids Corporation.~~  
679 ~~The eligibility intake process may include local intake points~~  
680 ~~that are determined by the Department of Health in coordination~~  
681 ~~with the Department of Children and Family Services.~~

682 ~~(b) Chair a state level coordinating council to review and~~  
683 ~~make recommendations concerning the implementation and operation~~  
684 ~~of the program. The coordinating council shall include~~  
685 ~~representatives from the department, the Department of Children~~  
686 ~~and Family Services, the agency, the Florida Healthy Kids~~  
687 ~~Corporation, the Office of Insurance Regulation of the Financial~~  
688 ~~Services Commission, local government, health insurers, health~~  
689 ~~maintenance organizations, health care providers, families~~  
690 ~~participating in the program, and organizations representing~~  
691 ~~low income families.~~

692 ~~(c) In consultation with the Florida Healthy Kids~~  
693 ~~Corporation and the Department of Children and Family Services,~~  
694 ~~establish a toll free telephone line to assist families with~~  
695 ~~questions about the program.~~

696 ~~(d) Adopt rules necessary to implement outreach~~  
697 ~~activities.~~

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698 (3) The Agency for Health Care Administration, under the  
699 authority granted in s. 409.914(1), shall:

700 (a) Calculate the premium assistance payment necessary to  
701 comply with the premium and cost-sharing limitations specified  
702 in s. 409.816. The premium assistance payment for each enrollee  
703 in a health insurance plan participating in the Florida Healthy  
704 Kids Corporation shall equal the premium approved by the Florida  
705 Healthy Kids Corporation and the Office of Insurance Regulation  
706 of the Financial Services Commission pursuant to ss. 627.410 and  
707 641.31, less any enrollee's share of the premium established  
708 within the limitations specified in s. 409.816. ~~The premium  
709 assistance payment for each enrollee in an employer sponsored  
710 health insurance plan approved under ss. 409.810-409.820 shall  
711 equal the premium for the plan adjusted for any benchmark  
712 benefit plan actuarial equivalent benefit rider approved by the  
713 Office of Insurance Regulation pursuant to ss. 627.410 and  
714 641.31, less any enrollee's share of the premium established  
715 within the limitations specified in s. 409.816. In calculating  
716 the premium assistance payment levels for children with family  
717 coverage, the agency shall set the premium assistance payment  
718 levels for each child proportionately to the total cost of  
719 family coverage.~~

720 (b) Provide fiscal management for Title XIX and Title XXI  
721 funding for the Florida Kidcare program, distributing funds  
722 among Florida Healthy Kids, the Department of Children and  
723 Family Services, and the Department of Health based on costs and  
724 the participation of children in the plans and programs  
725 available to Florida Kidcare program participants.

726 ~~(c)(b)~~ Make premium assistance payments to health  
727 insurance plans on a periodic basis. The agency may use its  
728 Medicaid fiscal agent or a contracted third-party administrator



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729 in making these payments. ~~The agency may require health~~  
730 ~~insurance plans that participate in the Medikids program or~~  
731 ~~employer sponsored group health insurance to collect premium~~  
732 ~~payments from an enrollee's family. Participating health~~  
733 ~~insurance plans shall report premium payments collected on~~  
734 ~~behalf of enrollees in the program to the agency in accordance~~  
735 ~~with a schedule established by the agency.~~

736 ~~(d)(e)~~ Monitor compliance with quality assurance and  
737 access standards developed under s. 409.820.

738 ~~(e)(d)~~ Establish a mechanism for investigating and  
739 resolving complaints and grievances from program applicants,  
740 enrollees, and health benefits coverage providers, and maintain  
741 a record of complaints and confirmed problems. In the case of a  
742 child who is enrolled in a health maintenance organization, the  
743 agency must use the provisions of s. 641.511 to address  
744 grievance reporting and resolution requirements.

745 ~~(e)~~ ~~Approve health benefits coverage for participation in~~  
746 ~~the program, following certification by the Office of Insurance~~  
747 ~~Regulation under subsection (4).~~

748 (f) Adopt rules, as necessary, for calculating premium  
749 assistance payment levels, making premium assistance payments,  
750 monitoring access and quality assurance standards, investigating  
751 and resolving complaints and grievances, ~~administering the~~  
752 ~~Medikids program,~~ and approving health benefits coverage.

753 (g) Seek and implement federal waivers necessary to  
754 implement this section and ss. 409.810-409.820.

755  
756 The agency is designated the lead state agency for Title XXI of  
757 the Social Security Act for purposes of receipt of federal  
758 funds, for reporting purposes, and for ensuring compliance with  
759 federal and state regulations and rules.

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760       ~~(4) The Office of Insurance Regulation shall certify that~~  
761 ~~health benefits coverage plans that seek to provide services~~  
762 ~~under the Florida Kidcare program, except those offered through~~  
763 ~~the Florida Healthy Kids Corporation or the Children's Medical~~  
764 ~~Services Network, meet, exceed, or are actuarially equivalent to~~  
765 ~~the benchmark benefit plan and that health insurance plans will~~  
766 ~~be offered at an approved rate. In determining actuarial~~  
767 ~~equivalence of benefits coverage, the Office of Insurance~~  
768 ~~Regulation and health insurance plans must comply with the~~  
769 ~~requirements of s. 2103 of Title XXI of the Social Security Act.~~  
770 ~~The department shall adopt rules necessary for certifying health~~  
771 ~~benefits coverage plans.~~

772       ~~(4)(5)~~ The Florida Healthy Kids Corporation shall retain  
773 its functions as authorized in s. 624.91, including eligibility  
774 determination for participation in the Florida Kidcare Healthy  
775 Kids program. Additionally, the Florida Healthy Kids Corporation  
776 shall:

777       (a) Develop and implement a statewide marketing program to  
778 promote the Florida Kidcare program. The corporation may  
779 contract for marketing services to the extent funds are made  
780 available for that specific purpose.

781       (b) Provide comprehensive choice counseling to assist  
782 families with eligible children to select and enroll in  
783 available plans.

784       ~~(5)(6)~~ The agency, the Department of Health, the  
785 Department of Children and Family Services, the Florida Healthy  
786 Kids Corporation, and the Office of Insurance Regulation, after  
787 consultation with and approval of the Speaker of the House of  
788 Representatives and the President of the Senate, are authorized  
789 to make program modifications that are necessary to overcome any  
790 objections of the United States Department of Health and Human

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791 Services to obtain approval of the state's child health  
792 insurance plan under Title XXI of the Social Security Act.

793 Section 17. Section 409.821, Florida Statutes, is amended  
794 to read:

795 409.821 Florida Kidcare program public records  
796 exemption. --~~Notwithstanding any other law to the contrary,~~ Any  
797 information identifying a Florida Kidcare program applicant or  
798 enrollee, as defined in s. 409.811, held by the Agency for  
799 Health Care Administration, the Department of Children and  
800 Family Services, the Department of Health, or the Florida  
801 Healthy Kids Corporation is confidential and exempt from s.  
802 119.07(1) and s. 24(a), Art. I of the State Constitution. Such  
803 information may be disclosed to another governmental entity only  
804 if disclosure is necessary for the entity to perform its duties  
805 and responsibilities under the Florida Kidcare program and shall  
806 be disclosed to the Department of Revenue for purposes of  
807 administering the state Title IV-D program. The receiving  
808 governmental entity must maintain the confidential and exempt  
809 status of such information. Furthermore, such information may  
810 not be released to any person without the written consent of the  
811 program enrollee or the parent or guardian of the enrollee  
812 ~~applicant~~. This exemption applies to any information identifying  
813 a Florida Kidcare program applicant or enrollee held by the  
814 Agency for Health Care Administration, the Department of  
815 Children and Family Services, the Department of Health, or the  
816 Florida Healthy Kids Corporation before, on, or after the  
817 effective date of this exemption. A violation of this section is  
818 a misdemeanor of the second degree, punishable as provided in s.  
819 775.082 or s. 775.083.

820 Section 18. Section 409.822, Florida Statutes, is created  
821 to read:

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822 409.822 Florida Kidcare Program Consolidation.--

823 (1) It is the intent of the Legislature to consolidate the  
824 administration of the Florida Kidcare Program to provide a  
825 seamless delivery system of health benefits to uninsured, low-  
826 income children. It is further the intent of the Legislature  
827 that administration of the program be consolidated under the  
828 fewest entities necessary for the purpose of conducting  
829 marketing and outreach, eligibility determination, premium  
830 collection, contract management of health plans and fiscal  
831 agents, quality assurance and grievance resolution, and fiscal  
832 management of all the components of the Florida Kidcare program.

833 (2) The agency shall manage the consolidation of all  
834 components of the Florida Kidcare program. The agency shall  
835 develop a comprehensive plan for consolidation and shall submit  
836 the plan to the Governor, the President of the Senate and the  
837 Speaker of the House of Representatives by November 1, 2009.

838 (3) Effective July 1, 2010, the agency shall make payments  
839 for medical assistance and related services; conduct contract  
840 management of health plans, providers, and fiscal agents;  
841 collect premiums; develop and implement quality assurance and  
842 grievance resolution processes; and conduct other fiscal-  
843 management activities relating to all components of the Florida  
844 Kidcare program. The agency shall perform all other functions  
845 necessary to administer the program, except that:

846 (a) The Department of Children and Family Services shall  
847 conduct eligibility determination for all components of the  
848 Florida Kidcare program. All correspondence regarding  
849 eligibility shall be identified solely with the Florida Kidcare  
850 program.

851 (b) The Department of Children and Family Services shall  
852 develop and distribute marketing and outreach materials to

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853 educate families about the Florida Kidcare program. Marketing  
854 and outreach materials shall present the Florida Kidcare program  
855 as a single program and explain that the family's information is  
856 collected in order to determine if the family is eligible for a  
857 premium discount or for no premium requirement.

858 (c) The Department of Children and family Services shall  
859 provide a single toll-free line for a customer service call  
860 center to access account information and provide general Kidcare  
861 information.

862 (4) WAIVER AUTHORITY.--The agency shall seek federal waiver  
863 approval or amendments to the Medicaid state plan and Title XXI  
864 state plan that are necessary to implement the initiative as  
865 specified in this section.

866 (5) STUDY.--The agency shall contract with an independent  
867 third party to evaluate the effects of the policy changes  
868 instituted by this bill. The evaluation shall specifically  
869 include assessment of enrollment expansion, enrollment process  
870 simplification, component transition simplification, increased  
871 choice, and administrative simplification. The study shall  
872 specifically analyze the organizational structure of the Florida  
873 Kidcare Program, and make recommendations whether and what  
874 specific changes should be made, including statutory changes.  
875 The agency shall submit the plan to the Governor, the President  
876 of the Senate and the Speaker of the House of Representatives by  
877 November 1, 2009.

878 (6) LEGISLATIVE ADVISORY COMMITTEE.-- The Senate and the  
879 House of Representatives may, pursuant to the rules of each  
880 house, appoint a select committee as a Legislative Advisory  
881 Committee to advise the Legislature regarding the sunset of the  
882 Florida Healthy Kids Corporation Act.

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883 Section 19. Section 624.91, Florida Statutes, is amended  
884 to read:

885 624.91 The Florida Healthy Kids Corporation Act.--

886 (1) SHORT TITLE.--This section may be cited as the  
887 "William G. 'Doc' Myers Healthy Kids Corporation Act."

888 (2) LEGISLATIVE INTENT.--

889 (a) The Legislature finds that increased access to health  
890 care services could improve children's health and reduce the  
891 incidence and costs of childhood illness and disabilities among  
892 children in this state. Many children do not have comprehensive,  
893 affordable health care services available. It is the intent of  
894 the Legislature that the Florida Healthy Kids Corporation  
895 provide quality comprehensive health insurance coverage to such  
896 children. The corporation is encouraged to cooperate with any  
897 existing health service programs funded by the public or the  
898 private sector.

899 (b) It is the intent of the Legislature that the Florida  
900 Healthy Kids Corporation serve as one of several providers of  
901 services to children eligible for medical assistance under Title  
902 XXI of the Social Security Act. ~~Although the corporation may~~  
903 ~~serve other children, the Legislature intends the primary~~  
904 ~~recipients of services provided through the corporation be~~  
905 ~~school age children with a family income below 200 percent of~~  
906 ~~the federal poverty level, who do not qualify for Medicaid.~~ It  
907 is also the intent of the Legislature that state and local  
908 government Florida Healthy Kids funds be used to continue  
909 coverage, subject to specific appropriations in the General  
910 Appropriations Act, to children not eligible for federal  
911 matching funds under Title XIX and Title XXI.

912 (3) ELIGIBILITY FOR STATE-FUNDED ASSISTANCE.--~~Only the~~  
913 ~~following~~ Individuals are eligible for premium state funded

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914 assistance ~~with in paying~~ Florida Kidcare program ~~Healthy Kids~~  
915 ~~premiums.~~

916 ~~(a) Residents of this state who are eligible for the~~  
917 ~~Florida Kidcare program pursuant to s. 409.814.~~

918 ~~(b) Notwithstanding s. 409.814, legal aliens who are~~  
919 ~~enrolled in the Florida Healthy Kids program as of January 31,~~  
920 ~~2004, who do not qualify for Title XXI federal funds because~~  
921 ~~they are not qualified aliens as defined in s. 409.811.~~

922 (4) NONENTITLEMENT.--Nothing in this section shall be  
923 construed as providing an individual with an entitlement to  
924 health care services. No cause of action shall arise against the  
925 state, the Florida Healthy Kids Corporation, or a unit of local  
926 government for failure to make health services available under  
927 this section.

928 (5) CORPORATION AUTHORIZATION, DUTIES, POWERS.--

929 (a) There is created the Florida Healthy Kids Corporation,  
930 a not-for-profit corporation.

931 (b) The Florida Healthy Kids Corporation shall:

932 1. Arrange for the collection of any family, local  
933 contributions, or employer payment or premium, in an amount to  
934 be determined by the board of directors, to provide for payment  
935 of premiums for comprehensive insurance coverage and for the  
936 actual or estimated administrative expenses.

937 2. Arrange for the collection of any voluntary  
938 contributions to provide for payment of premiums for children  
939 who are ~~not~~ eligible for premium medical assistance in  
940 accordance with ss. 409.8141 and 409.816 ~~under Title XXI of the~~  
941 ~~Social Security Act.~~

942 3. Subject to the provisions of s. 409.8134, accept  
943 voluntary supplemental local match contributions that comply  
944 with the requirements of Title XXI of the Social Security Act

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945 for the purpose of providing additional coverage in contributing  
946 counties under Title XXI.

947 4. Establish the administrative and accounting procedures  
948 for the operation of the corporation.

949 5. Establish, with consultation from appropriate  
950 professional organizations, standards for preventive health  
951 services and providers and comprehensive insurance benefits  
952 appropriate to children, provided that such standards for rural  
953 areas shall not limit primary care providers to board-certified  
954 pediatricians.

955 6. Determine eligibility for premium assistance financed  
956 by any source other than Title XIX of the Social Security Act  
957 ~~children seeking to participate in the Title XXI funded~~  
958 ~~components of the Florida Kidcare program consistent with the~~  
959 ~~requirements specified in s. 409.814, as well as the non Title~~  
960 ~~XXI eligible children as provided in subsection (3).~~

961 7. Establish procedures under which providers of local  
962 match to, applicants to and participants in the program may have  
963 grievances reviewed by an impartial body and reported to the  
964 board of directors of the corporation.

965 8. Establish participation criteria and, if appropriate,  
966 contract with an authorized insurer, health maintenance  
967 organization, or third-party administrator to provide  
968 administrative services to the corporation.

969 9. Establish enrollment criteria which shall include  
970 penalties or waiting periods of not fewer than 60 days for  
971 reinstatement of coverage upon voluntary cancellation for  
972 nonpayment of family premiums.

973 10. Contract with authorized insurers or any provider of  
974 health care services, meeting standards established by the  
975 corporation, for the provision of comprehensive insurance



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976 coverage to participants. Such standards shall include criteria  
977 under which the corporation may contract with more than one  
978 provider of health care services in program sites. Health plans  
979 shall be selected through a competitive bid process. The Florida  
980 Healthy Kids Corporation shall purchase goods and services in  
981 the most cost-effective manner consistent with the delivery of  
982 quality medical care. The maximum administrative cost for a  
983 Florida Healthy Kids Corporation contract shall be 15 percent.  
984 For health care contracts, the minimum medical loss ratio for a  
985 Florida Healthy Kids Corporation contract shall be 85 percent.  
986 For dental contracts, the remaining compensation to be paid to  
987 the authorized insurer or provider under a Florida Healthy Kids  
988 Corporation contract shall be no less than an amount which is 85  
989 percent of premium; to the extent any contract provision does  
990 not provide for this minimum compensation, this section shall  
991 prevail. The health plan selection criteria and scoring system,  
992 and the scoring results, shall be available upon request for  
993 inspection after the bids have been awarded.

994 11. Establish disenrollment criteria in the event local  
995 matching funds are insufficient to cover enrollments.

996 12. Develop and implement a plan to publicize the Florida  
997 Kidcare program ~~Healthy Kids Corporation~~, the eligibility  
998 requirements of the program, and the procedures for enrollment  
999 in the program and to maintain public awareness of the  
1000 corporation and the program.

1001 13. Secure staff necessary to properly administer the  
1002 corporation. Staff costs shall be funded from state and local  
1003 matching funds and such other private or public funds as become  
1004 available. The board of directors shall determine the number of  
1005 staff members necessary to administer the corporation.

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1006 14. Provide a report annually to the Governor, Chief  
1007 Financial Officer, Commissioner of Education, Senate President,  
1008 Speaker of the House of Representatives, and Minority Leaders of  
1009 the Senate and the House of Representatives.

1010 15. Establish benefit packages which conform to the  
1011 provisions of the Florida Kidcare program, as created in ss.  
1012 409.810-409.820.

1013 (c) Coverage under the corporation's program is secondary  
1014 to any other available private coverage held by, or applicable  
1015 to, the participant child or family member. Insurers under  
1016 contract with the corporation are the payors of last resort and  
1017 must coordinate benefits with any other third-party payor that  
1018 may be liable for the participant's medical care.

1019 (d) The Florida Healthy Kids Corporation shall be a  
1020 private corporation not for profit, organized pursuant to  
1021 chapter 617, and shall have all powers necessary to carry out  
1022 the purposes of this act, including, but not limited to, the  
1023 power to receive and accept grants, loans, or advances of funds  
1024 from any public or private agency and to receive and accept from  
1025 any source contributions of money, property, labor, or any other  
1026 thing of value, to be held, used, and applied for the purposes  
1027 of this act.

1028 (6) BOARD OF DIRECTORS.--

1029 (a) The Florida Healthy Kids Corporation shall operate  
1030 subject to the supervision and approval of a board of directors  
1031 chaired by the Chief Financial Officer or her or his designee,  
1032 and composed of 10 other members selected for 3-year terms of  
1033 office as follows:

1034 1. The Secretary of Health Care Administration, or his or  
1035 her designee;

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36 2. One member appointed by the Commissioner of Education  
1037 from the Office of School Health Programs of the Florida  
1038 Department of Education;

1039 3. One member appointed by the Chief Financial Officer  
1040 from among three members nominated by the Florida Pediatric  
1041 Society;

1042 4. One member, appointed by the Governor, who represents  
1043 the Children's Medical Services Program;

1044 5. One member appointed by the Chief Financial Officer  
1045 from among three members nominated by the Florida Hospital  
1046 Association;

1047 6. One member, appointed by the Governor, who is an expert  
1048 on child health policy;

1049 7. One member, appointed by the Chief Financial Officer,  
1050 from among three members nominated by the Florida Academy of  
51 Family Physicians;

1052 8. One member, appointed by the Governor, who represents  
1053 the state Medicaid program;

1054 9. One member, appointed by the Chief Financial Officer,  
1055 from among three members nominated by the Florida Association of  
1056 Counties; and

1057 10. The State Health Officer or her or his designee.

1058 (b) A member of the board of directors may be removed by  
1059 the official who appointed that member. The board shall appoint  
1060 an executive director, who is responsible for other staff  
1061 authorized by the board.

1062 (c) Board members are entitled to receive, from funds of  
1063 the corporation, reimbursement for per diem and travel expenses  
1064 as provided by s. 112.061.

1065 (d) There shall be no liability on the part of, and no  
6 cause of action shall arise against, any member of the board of

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1067 directors, or its employees or agents, for any action they take  
1068 in the performance of their powers and duties under this act.

1069 (7) LICENSING NOT REQUIRED; FISCAL OPERATION.--

1070 (a) The corporation shall not be deemed an insurer. The  
1071 officers, directors, and employees of the corporation shall not  
1072 be deemed to be agents of an insurer. Neither the corporation  
1073 nor any officer, director, or employee of the corporation is  
1074 subject to the licensing requirements of the insurance code or  
1075 the rules of the Department of Financial Services. However, any  
1076 marketing representative utilized and compensated by the  
1077 corporation must be appointed as a representative of the  
1078 insurers or health services providers with which the corporation  
1079 contracts.

1080 (b) The board has complete fiscal control over the  
1081 corporation and is responsible for all corporate operations.

1082 (c) The Department of Financial Services shall supervise  
1083 any liquidation or dissolution of the corporation and shall  
1084 have, with respect to such liquidation or dissolution, all power  
1085 granted to it pursuant to the insurance code.

1086 (8) ACCESS TO RECORDS; CONFIDENTIALITY;  
1087 PENALTIES.--Notwithstanding any other laws to the contrary, the  
1088 Florida Healthy Kids Corporation shall have access to the  
1089 medical records of a student upon receipt of permission from a  
1090 parent or guardian of the student. Such medical records may be  
1091 maintained by state and local agencies. Any identifying  
1092 information, including medical records and family financial  
1093 information, obtained by the corporation pursuant to this  
1094 subsection is confidential and is exempt from the provisions of  
1095 s. 119.07(1). Neither the corporation nor the staff or agents of  
1096 the corporation may release, without the written consent of the  
1097 participant or the parent or guardian of the participant, to any

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8 state or federal agency, to any private business or person, or  
1099 to any other entity, any confidential information received  
1100 pursuant to this subsection. A violation of this subsection is a  
1101 misdemeanor of the second degree, punishable as provided in s.  
1102 775.082 or s. 775.083.

1103 (9) VENUE.--The venue for all civil and administrative  
1104 actions against the Florida Healthy Kids Corporation shall be in  
1105 Leon County.

1106 Section 20. Effective July 1, 2010, section 624.91,  
1107 Florida Statutes, as amended by this act, is repealed.

1108 Section 21. This act shall take effect July 1, 2007.

1109  
1110 ===== T I T L E A M E N D M E N T =====

1111 Remove the entire title and insert:

1112 A bill to be entitled

13 An act relating to Florida Kidcare; amending ss. 408.915  
1114 and 409.1451, F.S.; conforming provisions to changes made  
1115 by the act; amending s. 409.811, F.S.; revising and  
1116 deleting definitions; amending s. 409.812, F.S.; providing  
1117 for the Florida Kidcare program to provide health benefits  
1118 to certain uninsured children; amending s. 409.813, F.S.;  
1119 specifying components of the program; providing that no  
1120 cause of action shall arise against the Florida Healthy  
1121 Kids Corporation for failure to make certain services  
1122 available; repealing s. 409.8132, F.S., relating to the  
1123 Medikids program component; amending s. 409.8134, F.S.;  
1124 revising provisions relating to enrollment in the program;  
1125 amending s. 409.814, F.S.; revising eligibility  
1126 requirements for the program; creating s. 409.8141, F.S.;  
1127 authorizing the program to provide premium assistance to  
28 certain children under certain circumstances; providing

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1129 for verification of assistance eligibility; creating s.  
1130 409.8142, F.S.; requiring the program to withhold benefits  
1131 under specified circumstances; providing penalties for  
1132 certain actions; creating s. 409.8149, F.S.; providing for  
1133 enrollment, plan choice, and choice counseling; amending  
1134 s. 409.815, F.S.; amending plan benefits standards;  
1135 conforming provisions to changes made by the act; amending  
1136 s. 409.816, F.S.; providing premium funding sources;  
1137 providing rate-setting requirements; providing for  
1138 seamless transition of premium assistance; revising  
1139 limitations on premiums and cost sharing; amending s.  
1140 409.817, F.S.; revising requirements for certain health  
1141 insurance coverage to qualify for premium assistance;  
1142 amending s. 409.8177, F.S.; conforming provisions to  
1143 changes made by the act; amending s. 409.818, F.S.;  
1144 revising duties of the Department of Children and Family  
1145 Services, the Department of Health, the Agency for Health  
1146 Care Administration, the Office of Insurance Regulation,  
1147 and the Florida Healthy Kids Corporation relating to  
1148 implementation and administration of the program; amending  
1149 s. 409.821, F.S., relating to the program's public records  
1150 exemption; creating s. 409.822; providing for  
1151 consolidation of the Florida Kidcare program; defining  
1152 duties of the Agency for Health Care Administration and  
1153 the Department of Children and Families; authorizing the  
1154 Agency for Health Care Administration to seek federal  
1155 Medicaid waivers and state plan amendments; providing for  
1156 a study; authorizing the appointment of a Legislative  
1157 Advisory Committee; revising applicability of consent  
1158 provisions; amending s. 624.91, F.S.; revising legislative  
1159 intent regarding the Florida Healthy Kids Corporation;

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1160       revising provisions relating to eligibility for state-  
1161       funded assistance; revising duties of the corporation;  
1162       specifying venue for civil and administrative actions  
1163       against the corporation; repealing s. 624.91; providing an  
1164       effective date.  
1165





HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No.   1a   (for drafter's use only)

Bill No. PCB HCC 07-04

COUNCIL/COMMITTEE ACTION

ADOPTED  (Y/N)  
ADOPTED AS AMENDED  (Y/N)  
ADOPTED W/O OBJECTION  (Y/N)  
FAILED TO ADOPT  (Y/N)  
WITHDRAWN  (Y/N)  
OTHER

1 Council/Committee hearing bill: Healthcare Council  
2 Representative(s) Zapata offered the following:

3  
4 **Amendment to the strike all amendment (with title**  
5 **amendments)**

6 Between line(s) 1105-1106 insert:  
7 Section 20. Section 560.214, Florida Statutes, is created  
8 to read:

9 560.214 Out-of-country transfer transaction charge; use of  
10 proceeds for children's health care coverage.--

11 (1) A charge of 2 percent of the amount of any funds  
12 transmitted by a registrant or authorized vendor of a registrant  
13 under this part shall be imposed on each funds transmission  
14 transaction from this state to any location outside of the  
15 United States. For purposes of this section, the term "United  
16 States' includes any state of the United States, the District of  
17 Columbia, the Commonwealth of Puerto Rico, and any territory or  
18 possession subject to the legislative authority of the United  
19 States.

20 (2) Each registrant or authorized vendor of a registrant  
21 in this state which engages in any funds transmission

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22 transaction under this part shall register with the Department  
23 of Revenue to collect the charge imposed under subsection (1)  
24 from the person contracting with the registrant or authorized  
25 vendor of the registrant to make such transmission and shall  
26 remit proceeds of the charge to the Office of Financial  
27 Regulation of the Financial Services Commission which will be  
28 held in a trust created and administered by this office.

29       (3) The proceeds of such charge shall be allocated to the  
30 Agency for Health Care Administration, which shall provide for  
31 its distribution to counties to be used to fund health care  
32 coverage for Healthy Kids Non-Title XXI program component of the  
33 Florida Kidcare program pursuant to s. 624.91(3), but only to  
34 the extent equal matching funds are provided by the county in  
35 which the money is used. None of the proceeds shall be used for  
36 administrative costs. Excess funds may be used to provide relief  
37 to qualifying health care clinics who provide a disproportionate  
38 share of medical care for indigent persons as provided in  
39 220.1875, or other program for uninsured children.

40       (4) The Department of Revenue shall administer, collect,  
41 and enforce the charge authorized under this section pursuant to  
42 the same procedures used in the administration, collection, and  
43 enforcement of the general state sales tax imposed under chapter  
44 212, except as provided in this section. The provisions of this  
45 section regarding the authority to audit and make assessments,  
46 keeping of books and records, and interest and penalties on  
47 delinquent charges apply. The charge shall not be included in the  
48 computation of estimated taxes pursuant to s. 212.11 nor shall  
49 the dealer's credit for collecting taxes or fees in s. 212.12  
50 apply to this charge.

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51       (5) Notwithstanding the provisions of chapter 120 to the  
52 contrary, the Department of Revenue may adopt rules to  
53 administer this provision.

54       Section 21. The Office of Program Policy Analysis and  
55 Government Accountability (OPPAGA) shall review the use of these  
56 funds two years after implementation to ensure they are being  
57 used to increase health care coverage for children.

58  
59

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

61       Remove line 1163 and insert:  
62       against the corporation; creating s. 560.214, F.S.; imposing a  
63       transaction charge on certain funds transmissions; requiring  
64       collection and remittance of charge proceeds; providing for  
65       distribution and uses of charge proceeds; providing for  
66       administration; providing rule making authority; requiring an  
67       evaluation; providing an

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2a (for drafter's use only)

Bill No. **PCB HCC 07-04**

COUNCIL/COMMITTEE ACTION

ADOPTED                                    \_\_\_ (Y/N)  
ADOPTED AS AMENDED                   \_\_\_ (Y/N)  
ADOPTED W/O OBJECTION                 (Y/N)  
FAILED TO ADOPT                         \_\_\_ (Y/N)  
WITHDRAWN                               \_\_\_ (Y/N)  
OTHER                                     \_\_\_\_\_

1 Council/Committee hearing bill: Healthcare Council  
2 Representative(s) Ausley offered the following:

3  
4       **Amendment to the strike all**

5       Remove line(s) 241 and insert:

6  
7       enrollment to voluntarily choose a benefit plan. A child with  
8       special health care needs as determined through clinical  
9       evaluation by the Department of Health pursuant to s. 409.818(2)  
10      shall be assigned to the Children's Medical Services network,  
11      and may opt out of the Children's Medical Services network.  
12      Enrollees may

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 3a (for drafter's use only)

Bill No. **PCB HCC 07-04**

COUNCIL/COMMITTEE ACTION

ADOPTED                                         (Y/N)  
ADOPTED AS AMENDED                         (Y/N)  
ADOPTED W/O OBJECTION                  /   (Y/N)  
FAILED TO ADOPT                             (Y/N)  
WITHDRAWN                                    (Y/N)  
OTHER                                         

1 Council/Committee hearing bill: Healthcare Council  
2 Representative(s) Ausley offered the following:

3

4            **Amendment to the strike all**

5            Remove line(s) 545-546 and insert:

6

7 shall pay a share of the premium cost and shall pay \$15 per  
8 family per month. Cost sharing may be waived by the Florida

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. *4a* (for drafter's use only)

Bill No. **PCB HCC 07-04**

COUNCIL/COMMITTEE ACTION

ADOPTED  (Y/N)  
ADOPTED AS AMENDED  (Y/N)  
ADOPTED W/O OBJECTION  (Y/N)  
FAILED TO ADOPT  (Y/N)  
WITHDRAWN  (Y/N)  
OTHER \_\_\_\_\_

1 Council/Committee hearing bill: Healthcare Council

2 Representative(s) Ausley offered the following:

3  
4 **Amendment to the strike all**

5 Remove line(s) 551-552 and insert:

6  
7 shall pay a share of the premium cost and shall pay \$20 per  
8 family per month. Cost sharing may be waived by the Florida

000000

House of Representatives  
COUNCIL/COMMITTEE BILL ACTION WORK SHEET

Council/Committee: Healthcare  
 Meeting Date: 4/17/07  
 Place: Morris Hall  
 Time: 9:00 AM

Bill Number: PCB HCC 07-08  
 Date Received: \_\_\_\_\_  
 Date Reported: \_\_\_\_\_

Subject: self-directed care and mental health system improvements

Council/Committee Action:

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> Favorable                        | <input type="checkbox"/> Retained for Reconsideration |
| <input checked="" type="checkbox"/> Favorable w/ <u>1</u> amendments | <input type="checkbox"/> Reconsidered                 |
| <input type="checkbox"/> Favorable w/Council/Committee Substitute    | <input type="checkbox"/> Temporarily Postponed        |
| <input type="checkbox"/> Other Action: _____                         | <input type="checkbox"/> Unfavorable                  |

Final Vote On Bill		MEMBERS	<i>Strike all</i>		<i>Amend to strike all</i>					
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Anderson								
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Ausley	<i>h</i>	<i>s</i>	<i>h</i>	<i>s</i>				
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Ford								
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Galvano	<i>g</i>	<i>e</i>	<i>g</i>	<i>e</i>				
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Garcia	<i>a</i>	<i>r</i>	<i>a</i>	<i>r</i>				
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Gibson								
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Harrell								
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Hays								
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Hooper								
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Patronis								
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Porth								
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Schwartz								
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Skidmore								
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Taylor								
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Zapata								
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Bean, Chair								
Yeas	Nays	TOTALS	Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays
16	0									

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

Bill No. PCB HCC 07-08

COUNCIL/COMMITTEE ACTION

ADOPTED                                   \_\_\_ (Y/N)  
ADOPTED AS AMENDED                    ✓ (Y/N)  
ADOPTED W/O OBJECTION                \_\_\_ (Y/N)  
FAILED TO ADOPT                        \_\_\_ (Y/N)  
WITHDRAWN                              \_\_\_ (Y/N)  
OTHER                                    \_\_\_\_\_

1 Council/Committee hearing bill: Healthcare Council  
2 Representative(s) Bean offered the following:

3

4 **Amendment (with title amendment)**

5 Remove everything after the enacting clause and insert:

6 Section 1. Section 394.9084, Florida Statutes, is amended  
7 to read:

8 394.9084 Florida Self-Directed Care program.--

9 (1) The Department of Children and Family Services, in  
10 cooperation with the Agency for Health Care Administration,  
11 shall make the Florida Self-Directed Care program model of  
12 service delivery available in every district of the department  
13 using existing resources. The Florida Self-Directed Care program  
14 is a participant-directed ~~may develop a client directed and~~  
15 ~~choice-based program that provides pilot project in district 4~~  
16 ~~and three other districts to provide mental health treatment and~~  
17 ~~support services for to adults with severe and persistent who~~  
18 ~~have a serious mental illness. The department may also develop~~  
19 ~~and implement a client directed and choice based pilot project~~  
20 ~~in one district to provide mental health treatment and support~~  
21 ~~services for children with a serious emotional disturbance who~~  
22 ~~live at home. If established, any staff who work with children~~



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

23 ~~must be screened under s. 435.04.~~ The department projects shall  
24 implement a payment mechanism model in which each participant  
25 elient controls the money that is available for that  
26 participant's elient's mental health treatment and support  
27 services. The department shall establish interagency cooperative  
28 agreements and work with the agency as necessary, ~~the division,~~  
29 ~~and the Social Security Administration~~ to implement and  
30 administer the Florida Self-Directed Care program.

31 (2) To be eligible for enrollment in the Florida Self-  
32 Directed Care program, a person must be an adult with a severe  
33 and persistent mental illness. Florida Self-Directed Care  
34 program applicants with different levels of psychological,  
35 social, and occupational functioning may be considered for  
36 enrollment. Individuals eligible for enrollment must agree to  
37 Florida Self-Directed Care program requirements and  
38 responsibilities.

39 (3) The Florida Self-Directed Care program includes the  
40 following sources of funding ~~has different four subcomponents:~~

41 (a) State funded ~~Department~~ mental health services, which  
42 include community mental health outpatient, community support,  
43 and case management services funded through the department. This  
44 subcomponent excludes Florida Assertive Community Treatment  
45 (FACT) services for adults; residential services; and emergency  
46 stabilization services, including crisis stabilization units,  
47 short-term residential treatment, and inpatient services.

48 (b) State and federally funded ~~Agency~~ mental health  
49 services, which include community mental health services and  
50 mental health targeted case management services reimbursed by  
51 Medicaid.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

52 ~~(c) Vocational rehabilitation, which includes funds~~  
53 ~~available for an eligible participant as provided by the~~  
54 ~~Rehabilitation Act of 1973, 29 U.S.C. chapter 16, as amended.~~

55 ~~(d) Social Security Administration.~~

56 (4) The independent financial agent ~~managing entity~~ shall  
57 pay for the ~~cost efficient community based~~ services the  
58 participant selects to meet his or her mental health care and  
59 ~~vocational rehabilitation~~ needs and goals as identified on his  
60 or her recovery plan. For purposes of this section, the term  
61 "independent financial agent" means a third-party administrator,  
62 who is an individual, entity, or program that does not provide  
63 mental health services. The fees authorized to be paid to the  
64 independent financial agent shall be paid for within existing  
65 program funds.

66 (5) (a) The department and the agency shall take all  
67 necessary action to ensure state compliance with federal  
68 regulations. ~~The agency, in collaboration with the department,~~  
69 ~~shall seek federal Medicaid waivers, and the department shall~~  
70 ~~expeditiously seek any available Supplemental Security~~  
71 ~~Administration waivers under s. 1110(b) of the federal Social~~  
72 ~~Security Act; and the division, in collaboration with the~~  
73 ~~department, shall seek federal approval to participate in the~~  
74 ~~Florida Self Directed Care program. No later than June 30, 2005,~~  
75 ~~the department, agency, and division shall amend and update~~  
76 ~~their strategic and state plans to reflect participation in the~~  
77 ~~projects, including intent to seek federal approval to provide~~  
78 ~~cashout options for eligible services for participants in the~~  
79 ~~projects.~~

80 (b) The department may apply for and use any funds from  
81 private, state, and federal grants provided for self-directed  
82 care, family-directed care, voucher, and self-determination

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

83 programs, including those providing substance abuse and mental  
84 health care.

85 (6) The department, the agency, and the division may  
86 transfer funds to the independent financial agent managing  
87 entity.

88 (7) The department and, the agency, ~~and the division~~ shall  
89 have rulemaking authority pursuant to ss. 120.536(1) and 120.54  
90 to implement the provisions of this section. These rules shall  
91 be for the purpose of enhancing choice in and control over the  
92 purchased mental health ~~and vocational rehabilitative~~ services  
93 accessed by Florida Self-Directed Care program participants.

94 (8) The department and the agency shall ~~will~~ complete a  
95 memorandum of agreement to delineate management roles for  
96 operation of the Florida Self-Directed Care program.

97 (9) The department and, the agency, ~~and the division~~ shall  
98 each, on an ongoing basis, review and assess the implementation  
99 of the Florida Self-Directed Care program.

100 (a) The department shall ~~will~~ implement an annual  
101 evaluation of the program and shall ~~will~~ include recommendations  
102 for improvements in the program.

103 (b) At a minimum, the evaluation must compare between  
104 program participants and nonparticipants:

- 105 1. Re-hospitalization rates.
- 106 2. Levels of satisfaction.
- 107 3. Service utilization rates.
- 108 4. Residential stability.
- 109 5. Levels of community integration and interaction.

110 (c) The evaluation must assess ~~evaluate~~ adherence to the  
111 Centers for Medicare and Medicaid self-direction requirements,  
112 including:

- 113 1. Person-centered planning.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

114 2. Individual budgets.

115 3. Availability of independently brokered services from  
116 recovery coaches and quality advocates.

117 4. Access to the program by all who are eligible to  
118 enroll.

119 5. Participant safety and program incident management  
120 planning.

121 6. An independently mediated grievance process.

122 (d) The evaluation must assess the economic self-  
123 sufficiency of the program participants, including the number of  
124 Individual Development Accounts.

125 (e) The evaluation must assess any adverse incidents  
126 resulting from the Florida Self-Directed Care program, including  
127 participant consumer grievances, conflicts of interest, and  
128 patterns of self-referral by licensed professions.

129 ~~The department is authorized to spend up to \$100,000 to pay for~~  
130 ~~the evaluation. If the agency and the department obtain a~~  
131 ~~federal waiver, the evaluation will be used to determine~~  
132 ~~effectiveness.~~

133 ~~(10) This section expires July 1, 2008.~~

134 Section 2. This act shall take effect July 1, 2007.

135  
136 ===== T I T L E A M E N D M E N T =====

137 Remove the entire title and insert:

138 A bill to be entitled

139 An act relating to self-directed care and mental health  
140 system improvements; amending s. 394.9084, F.S., relating  
141 to the Florida Self-Directed Care program; requiring the  
142 Department of Children and Family Services to expand  
143 access to the program, within existing resources; deleting  
144 provisions relating to development of a pilot project;

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

145 removing references to vocational rehabilitation and  
146 Social Security Administration; requiring program  
147 applicants to be considered for enrollment regardless of  
148 level of functioning; requiring eligible individuals to  
149 agree with program requirements and responsibilities;  
150 defining the term "independent financial agent"; requiring  
151 the independent financial agent, rather than the managing  
152 entity, to pay for certain services; removing obsolete  
153 provisions relating to obtaining federal waivers;  
154 providing for family-directed care; requiring an annual  
155 evaluation of the program; removing a provision  
156 authorizing the department to provide certain funding for  
157 the evaluation; deleting the expiration date of the  
158 program; providing an effective date.

159

160

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	_____	

1 Council/Committee hearing bill: Healthcare Council  
2 Representative(s) Bean offered the following:

3  
4 **Amendment to Amendment ( 1 ) by Representative Bean**  
5 **(with directory and title amendments)**

6 Between line(s) 133 and 134 insert:

7 Section 2. Paragraph (d) of subsection (4) of section  
8 409.912, Florida Statutes, is amended to read:

9 409.912 Cost-effective purchasing of health care.--The  
10 agency shall purchase goods and services for Medicaid recipients  
11 in the most cost-effective manner consistent with the delivery  
12 of quality medical care. To ensure that medical services are  
13 effectively utilized, the agency may, in any case, require a  
14 confirmation or second physician's opinion of the correct  
15 diagnosis for purposes of authorizing future services under the  
16 Medicaid program. This section does not restrict access to  
17 emergency services or poststabilization care services as defined  
18 in 42 C.F.R. part 438.114. Such confirmation or second opinion  
19 shall be rendered in a manner approved by the agency. The agency  
20 shall maximize the use of prepaid per capita and prepaid  
21 aggregate fixed-sum basis services when appropriate and other  
22 alternative service delivery and reimbursement methodologies,  
23 including competitive bidding pursuant to s. 287.057, designed



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1a (for drafter's use only)

24 to facilitate the cost-effective purchase of a case-managed  
25 continuum of care. The agency shall also require providers to  
26 minimize the exposure of recipients to the need for acute  
27 inpatient, custodial, and other institutional care and the  
28 inappropriate or unnecessary use of high-cost services. The  
29 agency shall contract with a vendor to monitor and evaluate the  
30 clinical practice patterns of providers in order to identify  
31 trends that are outside the normal practice patterns of a  
32 provider's professional peers or the national guidelines of a  
33 provider's professional association. The vendor must be able to  
34 provide information and counseling to a provider whose practice  
35 patterns are outside the norms, in consultation with the agency,  
36 to improve patient care and reduce inappropriate utilization.  
37 The agency may mandate prior authorization, drug therapy  
38 management, or disease management participation for certain  
39 populations of Medicaid beneficiaries, certain drug classes, or  
40 particular drugs to prevent fraud, abuse, overuse, and possible  
41 dangerous drug interactions. The Pharmaceutical and Therapeutics  
42 Committee shall make recommendations to the agency on drugs for  
43 which prior authorization is required. The agency shall inform  
44 the Pharmaceutical and Therapeutics Committee of its decisions  
45 regarding drugs subject to prior authorization. The agency is  
46 authorized to limit the entities it contracts with or enrolls as  
47 Medicaid providers by developing a provider network through  
48 provider credentialing. The agency may competitively bid single-  
49 source-provider contracts if procurement of goods or services  
50 results in demonstrated cost savings to the state without  
51 limiting access to care. The agency may limit its network based  
52 on the assessment of beneficiary access to care, provider  
53 availability, provider quality standards, time and distance  
54 standards for access to care, the cultural competence of the  
55 provider network, demographic characteristics of Medicaid





## Amendment No. 1a (for drafter's use only)

56 beneficiaries, practice and provider-to-beneficiary standards,  
57 appointment wait times, beneficiary use of services, provider  
58 turnover, provider profiling, provider licensure history,  
59 previous program integrity investigations and findings, peer  
60 review, provider Medicaid policy and billing compliance records,  
61 clinical and medical record audits, and other factors. Providers  
62 shall not be entitled to enrollment in the Medicaid provider  
63 network. The agency shall determine instances in which allowing  
64 Medicaid beneficiaries to purchase durable medical equipment and  
65 other goods is less expensive to the Medicaid program than long-  
66 term rental of the equipment or goods. The agency may establish  
67 rules to facilitate purchases in lieu of long-term rentals in  
68 order to protect against fraud and abuse in the Medicaid program  
69 as defined in s. 409.913. The agency may seek federal waivers  
70 necessary to administer these policies.

71 (4) The agency may contract with:

72 (d) A provider service network, which may be reimbursed on  
73 a fee-for-service or prepaid basis. A provider service network  
74 which is reimbursed by the agency on a prepaid basis shall be  
75 exempt from parts I and III of chapter 641, but must comply with  
76 the solvency requirements in s. 641.2261(2) and meet appropriate  
77 financial reserve, quality assurance, and patient rights  
78 requirements as established by the agency. The agency is  
79 authorized to contract with specialty provider service networks  
80 that exclusively enroll Medicaid recipients with psychiatric  
81 disabilities.

82 1. Except as provided in subparagraph 2., Medicaid  
83 recipients assigned to a provider service network shall be  
84 chosen equally from those who would otherwise have been assigned  
85 to prepaid plans and MediPass. The agency is authorized to seek  
86 federal Medicaid waivers as necessary to implement the  
87 provisions of this section. Any contract previously awarded to a



Amendment No. 1a (for drafter's use only)

88 provider service network operated by a hospital pursuant to this  
89 subsection shall remain in effect for a period of 3 years  
90 following the current contract expiration date, regardless of  
91 any contractual provisions to the contrary. A provider service  
92 network is a network established or organized and operated by a  
93 health care provider, or group of affiliated health care  
94 providers, including minority physician networks and emergency  
95 room diversion programs that meet the requirements of s.  
96 409.91211, which provides a substantial proportion of the health  
97 care items and services under a contract directly through the  
98 provider or affiliated group of providers and may make  
99 arrangements with physicians or other health care professionals,  
100 health care institutions, or any combination of such individuals  
101 or institutions to assume all or part of the financial risk on a  
102 prospective basis for the provision of basic health services by  
103 the physicians, by other health professionals, or through the  
104 institutions. The health care providers must have a controlling  
105 interest in the governing body of the provider service network  
106 organization.

107 2. A Medicaid recipient with psychiatric disabilities who  
108 fails to select a managed care plan shall be assigned to a  
109 provider service network that exclusively enrolls Medicaid  
110 recipients with psychiatric disabilities, if available in the  
111 recipient's geographic area.

112 Section 3. Paragraph (ee) is added to subsection (3) of  
113 section 409.91211, Florida Statutes, to read:

114 409.91211 Medicaid managed care pilot program.--

115 (3) The agency shall have the following powers, duties,  
116 and responsibilities with respect to the pilot program:

117 (ee) To seek applications for and contract with provider  
118 service networks specializing in care for recipients with  
119 psychiatric disabilities. The agency shall develop and implement



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1a (for drafter's use only)

120 a definition of psychiatric disabilities for membership and  
121 assignment purposes and establish assignment processes for  
122 recipients with psychiatric disabilities failing to choose a  
123 managed care plan.

124 Section 4. Paragraph (a) of subsection (4) of section  
125 409.91211, Florida Statutes, is amended to read:

126 409.91211 Medicaid managed care pilot program.--

127 (4)(a) A Medicaid recipient in the pilot area who is not  
128 currently enrolled in a capitated managed care plan upon  
129 implementation is not eligible for services as specified in ss.  
130 409.905 and 409.906, for the amount of time that the recipient  
131 does not enroll in a capitated managed care network. If a  
132 Medicaid recipient has not enrolled in a capitated managed care  
133 plan within 30 days after eligibility, the agency shall assign  
134 the Medicaid recipient to a capitated managed care plan based on  
135 the assessed needs of the recipient as determined by the agency  
136 and the recipient shall be exempt from s. 409.9122. When making  
137 assignments, the agency shall take into account the following  
138 criteria:

139 1. A capitated managed care network has sufficient network  
140 capacity to meet the needs of members.

141 2. The capitated managed care network has previously  
142 enrolled the recipient as a member, or one of the capitated  
143 managed care network's primary care providers has previously  
144 provided health care to the recipient.

145 3. The agency has knowledge that the member has previously  
146 expressed a preference for a particular capitated managed care  
147 network as indicated by Medicaid fee-for-service claims data,  
148 but has failed to make a choice.

149 4. The capitated managed care network's primary care  
150 providers are geographically accessible to the recipient's  
151 residence.



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1a (for drafter's use only)

152        5. The existence of any known diagnoses or disabilities,  
153        including psychiatric disabilities.

154  
155        ===== T I T L E   A M E N D M E N T =====

156                Remove line(s) 158    and insert:  
157        program; amending s. 409.912, F.S.; authorizing the Agency for  
158        Health Care Administration to contract with provider service  
159        networks specializing in psychiatric disabilities to provide  
160        Medicaid services; providing for assignment to psychiatric  
161        specialty provider service networks; amending s. 409.91211,  
162        F.S.; authorizing the Agency for Health Care Administration to  
163        seek and contract with provider service networks specializing in  
164        psychiatric disabilities to provide services in the Medicaid  
165        managed care pilot program; providing for plan assignment  
166        processes; amending s 409.91211, F.S.; authorizing the Agency  
167        for Health Care Administration to consider diagnoses and  
168        disabilities in making plan assignments; providing an effective  
169        date.





House of Representatives  
COUNCIL/COMMITTEE BILL ACTION WORK SHEET

Council/Committee: Healthcare  
 Meeting Date: 4/17/07  
 Place: Morris Hall  
 Time: 9:00 AM

Bill Number: PCB HCC 07-14  
 Date Received: \_\_\_\_\_  
 Date Reported: \_\_\_\_\_

Subject: Immigrant services of  
 human trafficking and other  
 serious crimes

Council/Committee Action:

- |                                     |  |                          |                              |
|-------------------------------------|--|--------------------------|------------------------------|
| <input type="checkbox"/>            | Favorable                                | <input type="checkbox"/> | Retained for Reconsideration |
| <input checked="" type="checkbox"/> | Favorable w/ <u>4</u> amendments         | <input type="checkbox"/> | Reconsidered                 |
| <input type="checkbox"/>            | Favorable w/Council/Committee Substitute | <input type="checkbox"/> | Temporarily Postponed        |
| <input type="checkbox"/>            | Other Action: _____                      | <input type="checkbox"/> | Unfavorable                  |

Final Vote On Bill		MEMBERS	1		2		3		4	
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Anderson								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Ausley	<u>W/O</u>		<u>W/O</u>				<u>W/O</u>	
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Ford	<u>W/O</u>		<u>W/O</u>				<u>W/O</u>	
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Galvano	<u>W/O</u>		<u>W/O</u>				<u>W/O</u>	
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Garcia	<u>W/O</u>		<u>W/O</u>				<u>W/O</u>	
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Gibson								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Harrell								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Hays								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Hooper								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Patronis								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Porth								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Schwartz								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Skidmore								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Taylor								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Zapata								
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Bean, Chair								
Yeas	Nays	TOTALS	Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays
<u>15</u>	<u>0</u>									

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

Bill No. PCB HCC 07-14

COUNCIL/COMMITTEE ACTION

ADOPTED                                   \_\_\_ (Y/N)  
ADOPTED AS AMENDED                   \_\_\_ (Y/N)  
ADOPTED W/O OBJECTION                ✓\_\_\_ (Y/N)  
FAILED TO ADOPT                        \_\_\_ (Y/N)  
WITHDRAWN                              \_\_\_ (Y/N)  
OTHER                                    \_\_\_\_\_

---

1 Council hearing bill: Healthcare  
2 Representative Galvano offered the following:

3  
4 ===== T I T L E A M E N D M E N T =====

5       Remove line 2 and insert:

6  
7 An act relating to immigrant victims of human

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2

Bill No. PCB HCC 07-14

COUNCIL/COMMITTEE ACTION

ADOPTED                                    \_\_\_ (Y/N)  
ADOPTED AS AMENDED                    \_\_\_ (Y/N)  
ADOPTED W/O OBJECTION                ✓ (Y/N)  
FAILED TO ADOPT                        \_\_\_ (Y/N)  
WITHDRAWN                               \_\_\_ (Y/N)  
OTHER                                     \_\_\_\_\_

---

1 Council hearing bill: Healthcare  
2 Representative Galvano offered the following:

3  
4        **Amendment**

5        Remove lines 31-35 and insert:

6        (a) Individuals who have filed, or are preparing to file,  
7 an application for T Nonimmigrant status under 8 U.S.C. s.  
8 1101(a)(15)(T)(i) or (ii) or are otherwise taking steps to meet  
9 the conditions to obtain certification, or in the case of a  
10 minor under 18 years of age, a letter of eligibility from the  
11 United States Department of Health and Human Services.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 3

Bill No. PCB HCC 07-14

COUNCIL/COMMITTEE ACTION

ADOPTED                                   \_\_\_ (Y/N)  
ADOPTED AS AMENDED                   \_\_\_ (Y/N)  
ADOPTED W/O OBJECTION                ✓\_\_\_ (Y/N)  
FAILED TO ADOPT                       \_\_\_ (Y/N)  
WITHDRAWN                              \_\_\_ (Y/N)  
OTHER                                    \_\_\_\_\_

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1 Council hearing bill: Healthcare  
2 Representative Galvano offered the following:

3

4

**Amendment**

5

Remove lines 69-71

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No.4

Bill No. PCB HCC 07-14

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	_____	

1 Council hearing bill: Healthcare  
 2 Representative Galvano offered the following:

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

5 Between lines 97 and 98 insert:

6  
 7 (6) Subject to the availability of funds, the department  
 8 may develop a public awareness campaign for employers and other  
 9 organizations that may come into contact with immigrant victims  
 10 of human trafficking in order to provide education and raise  
 11 awareness of the problem.

12  
13  
14 ===== T I T L E A M E N D M E N T =====

15 Remove line 7 and insert:

16  
 17 benefits; providing for a termination of benefits; providing for  
 18 the creation of a public awareness campaign; providing

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House of Representatives  
COUNCIL/COMMITTEE BILL ACTION WORK SHEET

Council/Committee: Healthcare  
 Meeting Date: 4/17/07  
 Place: Morris Hall  
 Time: 9:00 AM

Bill Number: PCB HCC 07-17  
 Date Received: \_\_\_\_\_  
 Date Reported: \_\_\_\_\_  
 Subject: home health care

Council/Committee Action:

- |   |   |
|---|---|
| <input type="checkbox"/> Favorable                                | <input type="checkbox"/> Retained for Reconsideration     |
| <input type="checkbox"/> Favorable w/ _____ amendments            | <input type="checkbox"/> Reconsidered                     |
| <input type="checkbox"/> Favorable w/Council/Committee Substitute | <input checked="" type="checkbox"/> Temporarily Postponed |
| <input type="checkbox"/> Other Action: _____                      | <input type="checkbox"/> Unfavorable                      |

Final Vote On Bill		MEMBERS								
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
		Anderson								
		Ausley								
		Ford								
		Galvano								
		Garcia								
		Gibson								
		Harrell								
		Hays								
		Hooper								
		Patronis								
		Porth								
		Schwartz								
		Skidmore								
		Taylor								
		Zapata								
		Bean, Chair								
Yeas	Nays	TOTALS	Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE