



Healthcare Council

Wednesday, April 4, 2007

1:00 PM

Morris Hall

Action Packet

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

Council/Committee: Healthcare
 Meeting Date: 4/4/07
 Place: Monroe Hall
 Time: 1:00 pm

Bill Number: HB 97
 Date Received: _____
 Date Reported: _____
 Subject: Medicare supplemental policies

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	Traveling consent		New strike all		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
13	0									

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. 97

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WITHDRAWN	—	(Y/N)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) Hays offered the following:

Amendment (with title amendment)

5 Remove everything after the enacting clause and insert:

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

9 Section 1. Subsection (1) of section 627.672, Florida
 10 Statutes, is amended to read:

11 627.672 Definitions.--For the purposes of ss. 627.671-
 12 627.675:

13 (1) A "Medicare supplement policy" is a health insurance
 14 policy or other health benefit plan offered by a private entity
 15 to individuals who are entitled to have payments for health care
 16 costs made under Medicare, Title XVIII of the Social Security
 17 Act ("Medicare"), as presently constituted and as may later be
 18 amended, which provides reimbursement for expenses incurred for
 19 services and items for which payment may be made under Medicare
 20 but which expenses are not reimbursable by reason of the
 21 applicability of deductibles, coinsurance amounts, or other
 22 limitations imposed by Medicare. The term does not include any

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

23 such policy or plan of one or more employers that have at least
24 50 employees at issue or labor organizations, or of the trustees
25 of a fund established by one or more employers or labor
26 organizations, or a combination thereof, for employees or former
27 employees, or a combination thereof, or for members or former
28 members, or a combination thereof, of the labor organizations.

29 Section 2. This act shall take effect July 1, 2007.
30
31

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

33 Remove the entire title and insert:
34

35 A bill to be entitled

36 An act relating to Medicare supplement policies; amending
37 s. 627.672, F.S.; redefining the term "Medicare supplement
38 policy" for purposes of part VIII of ch. 627, F.S., to
39 exclude a health insurance policy or other health benefit
40 plan that is offered by one or more employers to employees
41 or former employees; providing an effective date.
42

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

Bill No. HB 97

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 Seniors offered the following:

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4
5
6
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Amendment

Remove line(s) 26 and 27 and insert:
thereof, for employees or former employees,

This amendment was adopted in HS on 03/06/07 and is traveling with the bill and requires no further action. However, the new strike all will supercede the traveling amendment which is encompassed in the strike all.

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

Council/Committee: Healthcare
 Meeting Date: 4/4/07
 Place: Monroe Hall
 Time: 1:00 pm

Bill Number: HB 385
 Date Received: _____
 Date Reported: _____
 Subject: moving home 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	Traveling Amendment 1		Traveling Amendment 2		Traveling Amendment 3		Traveling Amendment 4	
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
<input checked="" type="checkbox"/>		Anderson								
<input checked="" type="checkbox"/>		Ausley	no action needed		no action needed		no action needed		no action needed	
<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
13	0									

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE

Taylor - Yes after roll call

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

Bill No. **HB 385**

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 directory and title amendments)**

5 Remove line(s) 424 and insert:

6
7 survey shall be considered a licensure survey for purposes of

This amendment was adopted in HI on 03/13/07 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 385

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 directory and title amendments)**
5 Remove line(s) 506-607

6
7
8 ===== D I R E C T O R Y A M E N D M E N T =====
9 Remove line(s) 458-460 and insert:

10
11 Section 6. Paragraph (a) of subsection (3), of section
12 400.23, Florida Statutes, is amended to read:

13
14 ===== T I T L E A M E N D M E N T =====
15 Remove line(s) 15-19 and insert:

16
17 providing an effective date.

This amendment was adopted in HI on 03/13/07 and is traveling with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

Bill No. **HB 385**

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 directory and title amendments)**

5 On line(s) 347 insert after the period:

6
7 The agency may adopt rules regarding approval, suspension and
8 termination of a facility certified nursing assistant training
9 program.

This amendment was adopted in HI on 03/13/07 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 385

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 directory and title amendments)**

5 Remove line(s) 35, and insert:

6
7 facilities as directed by the agency. However, upon request, the
8 agency shall conduct quarterly visits for a nursing home that is
9 not conditional. The request shall be valid through the current
10 licensure period and an extension may be requested by the
11 facility at the time of licensure renewal. Priority for
12 additional

This amendment was adopted in HI on 03/13/07 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: 4/14/07
 Place: Markin Hall
 Time: 1:00 pm

Bill Number: HB 397
 Date Received: _____
 Date Reported: _____
 Subject: Caregivers for adults

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	Traveling Amend 1		Traveling Amend 2		Traveling Amend 3		New strike all	
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
✓		Anderson	Traveling Amend 1 w/ strike all	Traveling Amend 2 w/ strike all	Traveling Amend 3 w/ strike all	New strike all w/o sig				
✓		Ausley								
✓		Ford								
✓		Galvano								
✓		Garcia								
✓		Gibson								
✓		Harrell								
✓		Hays								
✓		Hooper								
✓		Patronis								
✓		Porth								
✓		Schwartz								
✓		Skidmore								
✓		Taylor								
✓		Zapata								
✓		Bean, Chair								
✓		Botwin, Ex-Officio								
Yeas	Nays	TOTALS	Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays
13	0									

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE

Taylor - Yes after roll call

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. 397

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) Anderson offered the following:

Amendment (with title amendment)

5 Remove everything after the enacting clause and insert:

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

9 Section 1. (1) Beginning in the 2007-2008 fiscal year and
 10 for a period of no longer than 3 years, the Department of
 11 Elderly Affairs may establish a pilot program in Pasco or
 12 Pinellas county or both to train persons to act as companions
 13 and provide personal assistance to frail adults 60 years of age
 14 or older in the community. The purposes of the pilot program
 15 are to:

16 (a) Assist in meeting the growing demand for in-home
 17 companion care services and personal care services and
 18 preventing costly and premature institutional placements; and

19 (b) Act as a direct referral service for the Department of
 20 Elderly Affairs.

21 (2) By January 1, 2010, if the pilot program is
 22 established, the Department of Elderly Affairs shall submit a

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

23 report to the President of the Senate and the Speaker of the
24 House of Representatives which includes the status of the
25 implementation of the program, the number of persons who have
26 been trained to provide community-based care for frail adults 60
27 years of age or older who live in the community, the number of
28 frail adults 60 years of age or older who have received such
29 services, and recommendations for further legislation, including
30 a recommendation regarding extending the pilot program
31 throughout the state.

32 Section 2. The sum of \$75,000 in non-recurring general
33 revenue funds is appropriated to the Department of Elderly
34 Affairs for the purpose of implementing the provisions of this
35 act.

36 Section 3. This act shall take effect July 1, 2007.
37
38

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

40 Remove the entire title and insert:

41 A bill to be entitled

42 An act relating to caregivers for adults; authorizing the
43 Department of Elderly Affairs to create a pilot program in
44 Pasco or Pinellas counties or both to train persons to act
45 as companions and provide certain services to frail adults
46 in the community; specifying additional purposes of the
47 pilot program; requiring an evaluation and report to the
48 Legislature; providing an appropriation; providing an
49 effective date.
50

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

Bill No. HB 397

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 Seniors offered the following:

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

5 Remove line 15 and insert:

6 Elderly Affairs may establish a pilot program in Pasco or
7 Pinellas county or both to train

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

10 Remove line 3 and insert:

11 A bill to be entitled

12 Department of Elderly Affairs to create a pilot program in
13 certain counties to

14

This amendment was adopted in HS on 03/06/07 and is traveling with the bill and requires no further action. However, the new strike all will supercede the traveling amendment which is encompassed in the strike all.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

Bill No. 397

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 Seniors offered the following:

Amendment (with title amendments)

Remove line 47 and insert:

6 Section 2. There is hereby appropriated from the General
7 Revenue Fund \$100,000 to support the pilot program.

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

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

Remove line 9 and insert:

appropriation; providing an effective date.

13
14
15
This amendment was adopted in HS on 03/06/07 and is traveling with the bill and requires no further action. However, the new strike all will supercede the traveling amendment which is encompassed in the strike all.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

Bill No. 397

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 Seniors offered the following:

3

4 **Amendment**

5 Remove line(s) 18 through 21 and insert:

6 adults 60 years of age or older in the community. The purposes
7 of the pilot program

8

This amendment was adopted in HS on 03/06/07 and is traveling with the bill and requires no further action. However, the new strike all will supercede the traveling amendment which is encompassed in the strike all.

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

Council/Committee: Healthcare
 Meeting Date: 4/4/07
 Place: Morris Hall
 Time: 1:00 pm

Bill Number: HB 543
 Date Received: _____
 Date Reported: _____
 Subject: Immigration 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	Traveling strike all		Substitute strike all		Amend 1 to subst strike all			
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
	<input checked="" type="checkbox"/>	Anderson								
<input checked="" type="checkbox"/>		Ausley			<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>			
<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								
<input checked="" type="checkbox"/>		Bowen, Ex-Officio								
Yeas	Nays	TOTALS	Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays
9	11									

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

Bill No. HB 543

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 Zapata offered the following:

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

5 Remove everything after the enacting clause and insert:

6
7 Section 1. Section 288.9416, Florida Statutes, is created
8 to read:

9 288.9416 Commission for the Study of Biotech

10 Competitiveness: creation; organization.--

11 (1) The Legislature finds that an estimated twenty
12 diseases can be cured through immunizations, and that
13 immunizations provided early in a child's life and as scheduled
14 during adolescence and adulthood, provide a strong foundation of
15 disease prevention and overall health. The Legislature further
16 finds that every dollar spent on immunization, saves an average
17 \$10 in future disease-related health care costs. The Legislature
18 recognizes that immunization education and disease awareness
19 programs lead to improved vaccine usage and better health
20 outcomes. The Legislature further acknowledges that rapid
21 immunization distribution is an important factor to manage the
22 containment of disease under normal circumstances, and is of

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

23 vital importance during mass outbreaks of diseases or natural
24 disasters. The Legislature recognizes that the threat of a
25 bioterrorism, pandemic influenza or other disaster of widespread
26 proportion exists in our world today, and that access to
27 vaccines and health care services are essential combatants
28 against these threats.

29 (2) The Legislature recognizes that immunization
30 manufacturing and distribution is enhanced by siting vaccine
31 manufacturing corporations in Florida. Additionally, the
32 Legislature acknowledges that the state's efforts through
33 existing biotech research funded through the various research
34 programs in Florida including the James and Esther King
35 Biomedical Research Program, the William G. "Bill" Bankhead,
36 Jr., David Coley Cancer Research Program, the Johnnie B. Byrd
37 Senior Alzheimer's Center and Research Institute, the Scripps
38 Florida Funding Corporation and the High Impact Performance
39 Incentive Grants which are targeted toward developing and
40 expanding the biotech industry in Florida, result in the
41 expansion of the state's biotech research capacity and create
42 biotech manufacturing and distribution jobs in Florida. The
43 Legislature finds that the current and future collaboration
44 among Florida's university researchers and private and public
45 research efforts creates a robust opportunity to encourage
46 biotech research, manufacturing and distribution of vaccines. In
47 order to further this goal, the Commission on the Study of
48 Biotech Competitiveness is created.

49 (3) It is the intent of the Legislature that Florida
50 strives to become the nation's leader in immunizations, and
51 commit itself to encouraging companies to locate to Florida to
52 help achieve this goal. Moreover, it is the intent of the

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

53 Legislature to expand the state's economy by attracting biotech
54 manufacturing companies to Florida.

55 (4) There is created within the Governor's Office of
56 Tourism, Trade, and Economic Development (OTTED) the Commission
57 on the Study of Biotech Competitiveness. The staff shall provide
58 support for the study using internal staff or through a
59 contracted consultant.

60 (a) The commission shall consist of seventeen (17) members
61 appointed as follows:

62 1. The Governor shall appoint 7 members: one member from
63 the Governor's Office of Tourism, Trade and Economic
64 Development, the Secretary or Surgeon General of the Department
65 of Health or her designee; one member from the Department of
66 Education with expertise in workforce education, one member from
67 the Agency for Workforce Innovation with expertise in workforce
68 readiness, one member from the Florida Research Consortium with
69 training and experience in technology transfer, one member
70 representing the Medical Device Manufacturing Association, and
71 one member from Enterprise Florida, Inc.

72 2. The Speaker of the House of Representatives shall
73 appoint 5 members: one member representing the Scripps Research
74 Institute, one member representing BioFlorida, one member
75 representing the State Water Management Districts, one member
76 representing a local economic development authority, and one
77 member representing the Florida Board of Governors.

78 3. The Senate President shall appoint 5 members: one
79 member representing the Torrey Pines Research Institute, one
80 member representing the Burnham Research Institute, one member
81 representing an established biotech company which has sited a
82 manufacturing or distribution facility outside of Florida in the
83 last twelve months, one member who is a site selection

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

84 consultant who has worked with biotech companies in the sighting
85 of manufacturing and distribution facilities in states outside
86 of Florida, and one member representing the Florida Public
87 Health Foundation, Inc.

88 (b) In making these appointments the Governor, the
89 President of the Senate, and the Speaker of the House of
90 Representatives shall select members who reflect the diversity
91 of the state's population. One member shall be designated by the
92 Governor as chair of the commission.

93 (c) The appointments shall be for a 3-year term and an
94 appointment may not serve more than two consecutive terms.

95 (5) Members of the commission shall meet at least annually
96 and shall serve without compensation, but may receive
97 reimbursement as provided in s. 112.061 for travel and other
98 necessary expenses incurred in the performance of their official
99 duties.

100 (6) The commission shall study economic policies necessary
101 to ensure that Florida is competitive with other states to
102 attract and retain a biotech manufacturing and distribution
103 workforce. The study shall include but not be limited to the
104 following review and analysis:

105 (a) Florida's corporate taxation system and its impact to
106 attract biotech manufacturing and distribution facilities to the
107 state. This review shall include but not be limited to
108 implementing a single sales factor formula to apportion the
109 corporate income of biotech businesses for tax purposes;

110 (b) Florida's water policies and their impact on water
111 needs of the biotech manufacturing process;

112 (c) Florida's education and workforce training programs
113 and citizens' preparedness for employment in the biotech
114 manufacturing and distribution fields;

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

115 (d) Florida's Medicaid, state employee health plan and
116 private health insurance policies and regulations and the extent
117 to which they provide support for products generated by biotech
118 companies; and

119 (e) Other state initiatives that have had success in
120 attracting and retaining biotech manufacturing and distribution
121 facilities and shall evaluate Florida's readiness to compete
122 with other states.

123 (7) The study shall provide recommendations concerning
124 maximizing federal revenues to the state.

125 (8) The study shall provide recommendations concerning how
126 Florida's existing policies and programs can be modified to
127 ensure Florida's competitiveness when evaluated by companies
128 making sighting decisions related to biotech manufacturing and
129 distribution facilities.

130 (9) The commission shall report the findings of the study
131 to the Governor, the President of the Senate and the Speaker of
132 the House of Representatives by January 1, 2009.

133 Section 2. Subsection (3) of section 381.005, Florida
134 Statutes, is renumbered as section (4), and a new subsection (3)
135 is added to that section, to read:

136 381.005 Primary and preventive health services.--

137 (3) Between October 1 of each year, or earlier if the
138 vaccination is available, and February 1 of the following year,
139 subject to the availability of an adequate supply of the
140 necessary vaccine, each assisted living facility licensed
141 pursuant to chapter 400 that has 11 or more licensed beds shall
142 implement a program to offer immunizations against the influenza
143 virus and pneumococcal bacteria to all patients age 65 or older,
144 in accordance with the recommendations of the Advisory Committee
145 on Immunization Practices of the United States Centers for

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

146 Disease Control and Prevention and subject to the clinical
147 judgment of the responsible practitioner. By September 1 of each
148 year, the department or its designee shall send to each assisted
149 living facility under this section a reminder notice of the
150 responsibilities of each assisted living facility under this
151 section.

152 Section 3. Subsection (13) of section 465.003, Florida
153 Statutes, is amended to read:

154 465.003 Definitions.--As used in this chapter, the term:

155 (13) "Practice of the profession of pharmacy" includes
156 compounding, dispensing, and consulting concerning contents,
157 therapeutic values, and uses of any medicinal drug; consulting
158 concerning therapeutic values and interactions of patent or
159 proprietary preparations, whether pursuant to prescriptions or
160 in the absence and entirely independent of such prescriptions or
161 orders; and other pharmaceutical services. For purposes of this
162 subsection, "other pharmaceutical services" means the monitoring
163 of the patient's drug therapy and assisting the patient in the
164 management of his or her drug therapy, and includes review of
165 the patient's drug therapy and communication with the patient's
166 prescribing health care provider as licensed under chapter 458,
167 chapter 459, chapter 461, or chapter 466, or similar statutory
168 provision in another jurisdiction, or such provider's agent or
169 such other persons as specifically authorized by the patient,
170 regarding the drug therapy. However, nothing in this subsection
171 may be interpreted to permit an alteration of a prescriber's
172 directions, the diagnosis or treatment of any disease, the
173 initiation of any drug therapy, the practice of medicine, or the
174 practice of osteopathic medicine, unless otherwise permitted by
175 law. "Practice of the profession of pharmacy" also includes any
176 other act, service, operation, research, or transaction

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

177 incidental to, or forming a part of, any of the foregoing acts,
178 requiring, involving, or employing the science or art of any
179 branch of the pharmaceutical profession, study, or training, and
180 shall expressly permit a pharmacist to transmit information from
181 persons authorized to prescribe medicinal drugs to their
182 patients. "Practice of the profession of pharmacy" also includes
183 the administration to adults of influenza virus immunizations
184 under s. 465.189.

185 Section 4. Section 465.189, Florida Statutes, is created
186 to read:

187 465.189 Administration of influenza virus immunizations.--

188 (1) Pharmacists may administer influenza virus
189 immunizations to adults within the framework of an established
190 protocol under a supervisory practitioner who is a physician
191 licensed under chapter 458 or chapter 459 or by written
192 agreement with a county health department. Each protocol shall
193 contain specific procedures for addressing any unforeseen
194 allergic reaction to influenza virus immunizations.

195 (2) A pharmacist may not enter into a protocol unless he
196 or she maintains at least \$200,000 of professional liability
197 insurance and not until the pharmacist has completed training in
198 influenza virus immunizations as provided in this section.

199 (3) A pharmacist administering influenza virus
200 immunizations shall maintain and make available patient records
201 using the same standards for confidentiality and maintenance of
202 such records as those that are imposed on health care
203 practitioners under s. 456.057. These records shall be
204 maintained for a minimum of 5 years.

205 (4) The decision by a supervisory practitioner to enter
206 into a protocol under this section is a professional decision of
207 the practitioner, and a person may not interfere with a

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

208 supervisory practitioner's decision as to whether to enter into
209 such a protocol. A pharmacist may not enter into a protocol that
210 is to be performed while acting as an employee without the
211 written approval of the owner of the pharmacy. Pharmacists shall
212 forward immunization records to the Department of Health for
213 inclusion in the state registry of immunization information.

214 (5) Any pharmacist seeking to administer influenza virus
215 immunizations to patients under this section shall be certified
216 to administer influenza virus immunizations pursuant to a
217 certification program approved by the Board of Pharmacy. The
218 certification program shall, at a minimum, require that a
219 pharmacist attend at least 20 hours of continuing education
220 classes approved by the board. The program shall have a
221 curriculum of instruction concerning the safe and effective
222 administration of influenza virus immunizations, including, but
223 not limited to, potential allergic reactions to influenza virus
224 immunizations.

225 (6) The pharmacist shall submit to the Board of Pharmacy a
226 copy of the protocol or written agreement to administer
227 influenza virus immunizations.

228 (7) The State Surgeon General may develop a list of
229 additional immunizations that may be administered by
230 pharmacists.

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

232
233 ===== T I T L E A M E N D M E N T =====

234 Remove the entire title and insert:

235 A bill to be entitled

236 An act relating to immunization services; creating s.
237 288.9416, F.S.; creating the Commission for the Study of
238 Biotech Competitiveness; providing for appointment of

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

239 members; requiring a study; providing for staff support by
240 the Governor's Office of Tourism, Trade, and Economic
241 Development; requiring a report to the Governor and the
242 Legislature; amending s. 381.005, F.S., requiring certain
243 assisted living facilities to offer influenza vaccines to
244 certain patients; requiring the Department of Health to
245 send reminder notices to assisted living facilities;
246 amending s. 465.003, F.S.; revising a definition; creating
247 s. 465.189, F.S.; authorizing pharmacists to administer
248 influenza virus immunizations to adults; providing
249 requirements with respect thereto; providing an effective
250 date.

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 Substitute Amendment (2) by Representative**
5 **Zapata (with directory and title amendments)**

6 Remove line(s) 133-151
7

8 ===== T I T L E A M E N D M E N T =====
9

9 Remove line(s) 242-245 and insert:
10

11 Legislature;

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

Bill No. HB 543

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 title amendment)**

5 Remove everything after the enacting clause and insert:

6

7 Section 1. Section 288.9416, Florida Statutes, is created
8 to read:

9 288.9416 Commission for the Study of Biotech

10 Competitiveness: creation; organization.--

11 (1) The Legislature finds that an estimated twenty
12 diseases can be cured through immunizations, and that
13 immunizations provided early in a child's life and as scheduled
14 during adolescence and adulthood, provide a strong foundation of
15 disease prevention and overall health. The Legislature further
16 finds that every dollar spent on immunization, saves an average
17 \$10 in future disease-related health care costs. The Legislature
18 recognizes that immunization education and disease awareness
19 programs lead to improved vaccine usage and better health
20 outcomes. The Legislature further acknowledges that rapid
21 immunization distribution is an important factor to manage the

This amendment was adopted in HI on 3/13/07 and is traveling with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

22 containment of disease under normal circumstances, and is of
23 vital importance during mass outbreaks of diseases or natural
24 disasters. The Legislature recognizes that the threat of a
25 bioterrorism, pandemic influenza or other disaster of widespread
26 proportion exists in our world today, and that access to
27 vaccines and health care services are essential combatants
28 against these threats.

29 (2) The Legislature recognizes that immunization
30 manufacturing and distribution is enhanced by siting vaccine
31 manufacturing corporations in Florida. Additionally, the
32 Legislature acknowledges that the state's efforts through
33 existing biotech research funded through the various research
34 programs in Florida including the James and Esther King
35 Biomedical Research Program, the William G. "Bill" Bankhead,
36 Jr., David Coley Cancer Research Program, the Johnnie B. Byrd
37 Senior Alzheimer's Center and Research Institute, the Scripps
38 Florida Funding Corporation and the High Impact Performance
39 Incentive Grants which are targeted toward developing and
40 expanding the biotech industry in Florida, result in the
41 expansion of the state's biotech research capacity and create
42 biotech manufacturing and distribution jobs in Florida. The
43 Legislature finds that the current and future collaboration
44 among Florida's university researchers and private and public
45 research efforts creates a robust opportunity to encourage
46 biotech research, manufacturing and distribution of vaccines. In
47 order to further this goal, the Commission on the Study of
48 Biotech Competitiveness is created.

49 (3) It is the intent of the Legislature that Florida
50 strives to become the nation's leader in immunizations, and
51 commit itself to encouraging companies to locate to Florida to

This amendment was adopted in HI on 3/13/07 and is traveling with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

52 help achieve this goal. Moreover, it is the intent of the
53 Legislature to expand the state's economy by attracting biotech
54 manufacturing companies to Florida.

55 (4) There is created within the Governor's Office of
56 Tourism, Trade, and Economic Development (OTTED) the Commission
57 on the Study of Biotech Competitiveness. The staff shall provide
58 support for the study using internal staff or through a
59 contracted consultant.

60 (a) The commission shall consist of seventeen (17) members
61 appointed as follows:

62 1. The Governor shall appoint 7 members: one member from
63 the Governor's Office of Tourism, Trade and Economic
64 Development, the Secretary or Surgeon General of the Department
65 of Health or her designee; one member from the Department of
66 Education with expertise in workforce education, one member from
67 the Agency for Workforce Innovation with expertise in workforce
68 readiness, one member from the Florida Research Consortium with
69 training and experience in technology transfer, one member
70 representing the Medical Device Manufacturing Association, and
71 one member from Enterprise Florida, Inc.

72 2. The Speaker of the House of Representatives shall
73 appoint 5 members: one member representing the Scripps Research
74 Institute, one member representing BioFlorida, one member
75 representing the State Water Management Districts, one member
76 representing a local economic development authority, and one
77 member representing the Florida Board of Governors.

78 3. The Senate President shall appoint 5 members: one
79 member representing the Torrey Pines Research Institute, one
80 member representing the Burnham Research Institute, one member
81 representing an established biotech company which has sited a

This amendment was adopted in HI on 3/13/07 and is traveling with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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82 manufacturing or distribution facility outside of Florida in the
83 last twelve months, one member who is a site selection
84 consultant who has worked with biotech companies in the sighting
85 of manufacturing and distribution facilities in states outside
86 of Florida, and one member representing the Florida Public
87 Health Foundation, Inc.

88 (b) In making these appointments the Governor, the
89 President of the Senate, and the Speaker of the House of
90 Representatives shall select members who reflect the diversity
91 of the state's population. One member shall be designated by the
92 Governor as chair of the commission.

93 (c) The appointments shall be for a 3-year term and an
94 appointment may not serve more than two consecutive terms.

95 (5) Members of the commission shall meet at least annually
96 and shall serve without compensation, but may receive
97 reimbursement as provided in s. 112.061 for travel and other
98 necessary expenses incurred in the performance of their official
99 duties.

100 (6) The commission shall study economic policies necessary
101 to ensure that Florida is competitive with other states to
102 attract and retain a biotech manufacturing and distribution
103 workforce. The study shall include but not be limited to the
104 following review and analysis:

105 (a) Florida's corporate taxation system and its impact to
106 attract biotech manufacturing and distribution facilities to the
107 state. This review shall include but not be limited to
108 implementing a single sales factor formula to apportion the
109 corporate income of biotech businesses for tax purposes;

110 (b) Florida's water policies and their impact on water
111 needs of the biotech manufacturing process;

This amendment was adopted in HI on 3/13/07 and is traveling with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

112 (c) Florida's education and workforce training programs
113 and citizens' preparedness for employment in the biotech
114 manufacturing and distribution fields;

115 (d) Florida's Medicaid, state employee health plan and
116 private health insurance policies and regulations and the extent
117 to which they provide support for products generated by biotech
118 companies; and

119 (e) Other state initiatives that have had success in
120 attracting and retaining biotech manufacturing and distribution
121 facilities and shall evaluate Florida's readiness to compete
122 with other states.

123 (7) The study shall provide recommendations concerning
124 maximizing federal revenues to the state.

125 (8) The study shall provide recommendations concerning how
126 Florida's existing policies and programs can be modified to
127 ensure Florida's competitiveness when evaluated by companies
128 making sighting decisions related to biotech manufacturing and
129 distribution facilities.

130 (9) The commission shall report the findings of the study
131 to the Governor, the President of the Senate and the Speaker of
132 the House of Representatives by January 1, 2009.

133 Section 2. Subsection (3) of section 381.005, Florida
134 Statutes, is renumbered as section (4), and a new subsection (3)
135 is added to that section, to read:

136 381.005 Primary and preventive health services.--

137 (3) Between October 1 of each year, or earlier if the
138 vaccination is available, and February 1 of the following year,
139 subject to the availability of an adequate supply of the
140 necessary vaccine, each assisted living facility licensed
141 pursuant to chapter 400 that has 11 or more licensed beds shall

This amendment was adopted in HI on 3/13/07 and is traveling
with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

142 implement a program to offer immunizations against the influenza
143 virus and pneumococcal bacteria to all patients age 65 or older,
144 in accordance with the recommendations of the Advisory Committee
145 on Immunization Practices of the United States Centers for
146 Disease Control and Prevention and subject to the clinical
147 judgment of the responsible practitioner. By September 1 of each
148 year, the department or its designee shall send to each assisted
149 living facility under this section a reminder notice of the
150 responsibilities of each assisted living facility under this
151 section.

152 Section 3. Paragraphs (b) and (c) of subsection (9) of
153 section 402.305, Florida Statutes, are redesignated as
154 paragraphs (c) and (d), respectively, and a new paragraph (b) is
155 added to that subsection, to read:

156 402.305 Licensing standards; child care facilities.--

157 (9) ADMISSIONS AND RECORDKEEPING.--

158 (b) Beginning July 1, 2007, the age-appropriate series of
159 pneumococcal conjugate vaccine, as recommended by the Advisory
160 Committee on Immunization Practices of the Centers for Disease
161 Control and Prevention, shall be administered to a child younger
162 than 2 years of age who is enrolled or enrolling in a child care
163 facility. The department shall implement rules to add
164 pneumococcal conjugate vaccine to the current list of required
165 vaccines and establish protocols for children younger than 2
166 years of age to catch up on missed doses. A child care facility
167 must be able to furnish proof to the department of pneumococcal
168 conjugate vaccine compliance for all children receiving care at
169 the facility by December 1, 2007.

170 Section 4. Subsection (14) is added to section 402.313,
171 Florida Statutes, to read:

This amendment was adopted in HI on 3/13/07 and is traveling with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

172 402.313 Family day care homes.--

173 (14) Beginning July 1, 2007, the age-appropriate series of
174 pneumococcal conjugate vaccine, as recommended by the Advisory
175 Committee on Immunization Practices of the Centers for Disease
176 Control and Prevention, shall be administered to a child younger
177 than 2 years of age who is enrolled or enrolling in a family day
178 care home. The department shall implement rules to add
179 pneumococcal conjugate vaccine to the current list of required
180 vaccines and establish protocols for children younger than 2
181 years of age to catch up on missed doses. A family day care home
182 must be able to furnish proof to the department of pneumococcal
183 conjugate vaccine compliance for all children receiving care at
184 the home by December 1, 2007.

185 Section 5. Subsection (9) is added to section 402.3131,
186 Florida Statutes, to read:

187 402.3131 Large family child care homes.--

188 (9) Beginning July 1, 2007, the age-appropriate series of
189 pneumococcal conjugate vaccine, as recommended by the Advisory
190 Committee on Immunization Practices of the Centers for Disease
191 Control and Prevention, shall be administered to a child younger
192 than 2 years of age who is enrolled or enrolling in a large
193 family child care home. The department shall implement rules to
194 add pneumococcal conjugate vaccine to the current list of
195 required vaccines and establish protocols for children younger
196 than 2 years of age to catch up on missed doses. A large family
197 child care home must be able to furnish proof to the department
198 of pneumococcal conjugate vaccine compliance for all children
199 receiving care at the home by December 1, 2007.

200 Section 6. Subsection (23) is added to section 409.908,
201 Florida Statutes, to read:

This amendment was adopted in HI on 3/13/07 and is traveling
with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

202 409.908 Reimbursement of Medicaid providers.--Subject to
203 specific appropriations, the agency shall reimburse Medicaid
204 providers, in accordance with state and federal law, according
205 to methodologies set forth in the rules of the agency and in
206 policy manuals and handbooks incorporated by reference therein.
207 These methodologies may include fee schedules, reimbursement
208 methods based on cost reporting, negotiated fees, competitive
209 bidding pursuant to s. 287.057, and other mechanisms the agency
210 considers efficient and effective for purchasing services or
211 goods on behalf of recipients. If a provider is reimbursed based
212 on cost reporting and submits a cost report late and that cost
213 report would have been used to set a lower reimbursement rate
214 for a rate semester, then the provider's rate for that semester
215 shall be retroactively calculated using the new cost report, and
216 full payment at the recalculated rate shall be effected
217 retroactively. Medicare-granted extensions for filing cost
218 reports, if applicable, shall also apply to Medicaid cost
219 reports. Payment for Medicaid compensable services made on
220 behalf of Medicaid eligible persons is subject to the
221 availability of moneys and any limitations or directions
222 provided for in the General Appropriations Act or chapter 216.
223 Further, nothing in this section shall be construed to prevent
224 or limit the agency from adjusting fees, reimbursement rates,
225 lengths of stay, number of visits, or number of services, or
226 making any other adjustments necessary to comply with the
227 availability of moneys and any limitations or directions
228 provided for in the General Appropriations Act, provided the
229 adjustment is consistent with legislative intent.

230 (23) A provider of immunization services shall be
231 reimbursed at the Medicare reimbursement rate for the

This amendment was adopted in HI on 3/13/07 and is traveling with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

22 administration of immunizations in addition to any applicable
233 reimbursement for the ingredient cost of the immunizations.

234 Section 7. Subsection (13) of section 465.003, Florida
235 Statutes, is amended to read:

236 465.003 Definitions.--As used in this chapter, the term:

237 (13) "Practice of the profession of pharmacy" includes
238 compounding, dispensing, and consulting concerning contents,
239 therapeutic values, and uses of any medicinal drug; consulting
240 concerning therapeutic values and interactions of patent or
241 proprietary preparations, whether pursuant to prescriptions or
242 in the absence and entirely independent of such prescriptions or
243 orders; and other pharmaceutical services. For purposes of this
244 subsection, "other pharmaceutical services" means the monitoring
245 of the patient's drug therapy and assisting the patient in the
246 management of his or her drug therapy, and includes review of
247 the patient's drug therapy and communication with the patient's
248 prescribing health care provider as licensed under chapter 458,
249 chapter 459, chapter 461, or chapter 466, or similar statutory
250 provision in another jurisdiction, or such provider's agent or
251 such other persons as specifically authorized by the patient,
252 regarding the drug therapy. However, nothing in this subsection
253 may be interpreted to permit an alteration of a prescriber's
254 directions, the diagnosis or treatment of any disease, the
255 initiation of any drug therapy, the practice of medicine, or the
256 practice of osteopathic medicine, unless otherwise permitted by
257 law. "Practice of the profession of pharmacy" also includes any
258 other act, service, operation, research, or transaction
259 incidental to, or forming a part of, any of the foregoing acts,
260 requiring, involving, or employing the science or art of any
261 branch of the pharmaceutical profession, study, or training, and

This amendment was adopted in HI on 3/13/07 and is traveling
with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

262 shall expressly permit a pharmacist to transmit information from
263 persons authorized to prescribe medicinal drugs to their
264 patients. "Practice of the profession of pharmacy" also includes
265 the administration to adults of vaccines under s. 465.189.

266 Section 8. Section 465.189, Florida Statutes, is created
267 to read:

268 465.189 Administration of vaccines.--

269 (1) Pharmacists may administer vaccines to adults within
270 the framework of an established protocol under a supervisory
271 practitioner who is a physician licensed under chapter 458 or
272 chapter 459 or by written agreement with a county health
273 department. Each protocol shall contain specific procedures for
274 addressing any unforeseen allergic reaction to a vaccine.

275 (2) A pharmacist may not enter into a protocol unless he
276 or she maintains at least \$200,000 of professional liability
277 insurance and not until the pharmacist has completed training in
278 vaccines as provided in this section.

279 (3) A pharmacist administering a vaccine shall maintain
280 and make available patient records using the same standards for
281 confidentiality and maintenance of such records as those that
282 are imposed on health care practitioners under s. 456.057. These
283 records shall be maintained for a minimum of 5 years.

284 (4) The decision by a supervisory practitioner to enter
285 into a protocol under this section is a professional decision of
286 the practitioner, and a person may not interfere with a
287 supervisory practitioner's decision as to whether to enter into
288 such a protocol. A pharmacist may not enter into a protocol that
289 is to be performed while acting as an employee without the
290 written approval of the owner of the pharmacy. Pharmacists shall

This amendment was adopted in HI on 3/13/07 and is traveling with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

291 forward immunization records to the Department of Health for
292 inclusion in the state registry of immunization information.

293 (5) Any pharmacist seeking to vaccinate patients under
294 this section shall be certified to administer vaccines pursuant
295 to a certification program approved by the Board of Pharmacy.
296 The certification program shall, at a minimum, require that a
297 pharmacist attend at least 20 hours of continuing education
298 classes approved by the board. The program shall have a
299 curriculum of instruction concerning the safe and effective
300 administration of vaccines, including, but not limited to,
301 potential allergic reactions to vaccines.

302 (6) The pharmacist shall submit to the Board of Pharmacy a
303 copy of the protocol or written agreement to administer a
304 vaccine.

305 Section 9. Section 627.64194, Florida Statutes, is created
306 to read:

307 627.64194 Coverage for immunizations.--An accident or
308 health insurance policy issued, amended, delivered, or renewed
309 in this state shall provide an option for the insured to elect
310 coverage for immunization services.

311 (1) The immunizations covered under this section shall
312 include: diphtheria; hepatitis B; measles; mumps; pertussis;
313 polio; rubella; tetanus; hemophilus influenza B (HIB);
314 pneumococcal; meningococcal; and any other immunization that the
315 Advisory Committee on Immunization Practices of the United
316 States Centers for Disease Control and Prevention or the
317 Department of Health determines to be recommended or required by
318 law, or that the Centers for Disease Control and Prevention
319 recommends or requires for specific international travel that
320 the policyholder is conducting.

This amendment was adopted in HI on 3/13/07 and is traveling
with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

321 (2) The coverage may be offered for an appropriate
322 additional premium.

323 (3) The coverage shall be offered without being subject to
324 the deductible copayment or coinsurance provisions of the
325 policy.

326 Section 10. This act shall take effect July 1, 2007, only
327 if a specific appropriation to each department to fund the
328 provisions of the bill is made in the General Appropriations Act
329 for fiscal year 2007-2008.

330
331 ===== T I T L E A M E N D M E N T =====

332 Remove the entire title and insert:

333 A bill to be entitled

334 An act relating to immunization services; creating s.
335 288.9416, F.S.; creating the Commission for the Study of
336 Biotech Competitiveness; providing for appointment of
337 members; requiring a study; providing for staff support by
338 the Governor's Office of Tourism, Trade, and Economic
339 Development; requiring a report to the Governor and the
340 Legislature; amending s. 381.005, F.S., requiring certain
341 assisted living facilities to offer influenza vaccines to
342 certain patients; requiring the Department of Health to
343 send reminder notices to assisted living facilities;
344 amending ss. 402.305, 402.313, and 402.3131, F.S.;
345 providing for the administration of pneumococcal conjugate
346 vaccine in child care facilities, family day care homes,
347 and large family child care homes; amending s. 409.908,
348 F.S.; providing for reimbursement of Medicaid providers of
349 immunization services; amending s. 465.003, F.S.; revising
350 a definition; creating s. 465.189, F.S.; authorizing

This amendment was adopted in HI on 3/13/07 and is traveling
with the bill and requires no further action.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

351 pharmacists to administer vaccines to adults; providing
352 requirements with respect thereto; creating s. 627.64194,
353 F.S.; requiring health insurance policies to provide
354 optional coverage for certain immunization services;
355 providing a contingent effective date.

This amendment was adopted in HI on 3/13/07 and is traveling with the bill and requires no further action.

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h0543-hcc-01.doc

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

Council/Committee: Healthcare
 Meeting Date: 4/4/07
 Place: Monie Hall
 Time: 1:00 pm

Bill Number: HB 589
 Date Received: _____
 Date Reported: _____
 Subject: mental health 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>Treasury struck out</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 type="checkbox"/>		Hays								
<input checked="" type="checkbox"/>		Hooper								
<input checked="" type="checkbox"/>		Patronis								
<input checked="" type="checkbox"/>		Porth								
<input type="checkbox"/>		Schwartz								
<input checked="" type="checkbox"/>		Skidmore								
<input 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
13	0									

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE

Taylor - yes after roll call

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (20179 (2))

Bill No. 0587

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 Remove everything after the enacting clause and insert:

6 Section 1. Subsection (4) of section 394.461, Florida
7 Statutes, is renumbered as subsection (5), and a new subsection
8 (4) is added to that section, to read:

9 394.461 Designation of receiving and treatment
10 facilities.--The department is authorized to designate and
11 monitor receiving facilities and treatment facilities and may
12 suspend or withdraw such designation for failure to comply with
13 this part and rules adopted under this part. Unless designated
14 by the department, facilities are not permitted to hold or treat
15 involuntary patients under this part.

16 (4) (a) A facility designated as a public receiving or
17 treatment facility under this section shall report to the
18 department on an annual basis the following data, unless these
19 data are currently being submitted to the Agency for Health Care
20 Administration:

21 1. Number of licensed beds.

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 (20179 (2))

- 22 2. Number of contract days.
23 3. Number of admissions by payer class and diagnoses.
24 4. Number of bed days by payer class.
25 5. Average length of stay by payer class.
26 6. Total revenues by payer class.

27 (b) For the purposes of this subsection, "payer class"
28 means Medicare, Medicare HMO, Medicaid, Medicaid HMO, private-
29 pay health insurance, private-pay health maintenance
30 organization, private preferred provider organization, the
31 Department of Children and Family Services, other government
32 programs, self-pay patients, and charity care.

33 (c) The data required under this subsection shall be
34 submitted to the department no later than 90 days following the
35 end of the facility's fiscal year. A facility designated as a
36 public receiving or treatment facility shall submit its initial
37 report for the 6-month period ending June 30, 2008.

38 (d) The department shall issue an annual report based on
39 the data required pursuant to this subsection. The report shall
40 include individual facilities' data, as well as statewide
41 totals. The report shall be submitted to the Governor, the
42 President of the Florida Senate, and the Speaker of the Florida
43 House of Representatives.

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

45
46 ===== T I T L E A M E N D M E N T =====

47 Remove the entire title and insert:

48 A bill to be entitled

49 An act relating to mental health facilities; amending s.
50 394.461, F.S.; requiring mental health receiving and
51 treatment facilities designated by the Department of

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 (20179 (2))

52 Children and Family Services to report certain financial
53 and health service data to the department; providing a
54 definition; providing reporting deadlines; providing a
55 report by the department; providing an effective date.

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

Page 3 of 3

h0587strike all-hcc-01.doc

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

Council/Committee: Healthcare
 Meeting Date: 4/7/07
 Place: Monie Hall
 Time: 1:00 pm

Bill Number: HB 1001
 Date Received: _____
 Date Reported: _____
 Subject: health maintenance contracts

Council/Committee Action:

- | | |
|--|---|
| <input checked="" 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	Traveling Amendment							
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
<input checked="" type="checkbox"/>		Anderson								
<input checked="" type="checkbox"/>		Ausley	no							
<input checked="" type="checkbox"/>		Ford								
<input checked="" type="checkbox"/>		Galvano	yes							
<input type="checkbox"/>		Garcia								
<input checked="" type="checkbox"/>		Gibson								
<input checked="" type="checkbox"/>		Harrell								
<input 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
12	0									

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE

Taylor - yes after roll call

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

Bill No. 1001

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 Seniors offered the following:

3
4 **Amendment**
5 Remove line(s) 24-27 and insert:
6 and agreed to by the facility; if the primary care physician
7 finds that such care is medically necessary; it is in the best
8 interest of the patient to do so; if the facility agrees to be
9

This amendment was adopted in HS on 03/13/07 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: 4/2/07
 Place: Mohr Hall
 Time: 1:00 pm

Bill Number: HB 1269
 Date Received: _____
 Date Reported: _____
 Subject: infant mortality

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	Round 1		Round 2		Round 3			
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"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Ausley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Ford	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Galvano	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Garcia	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Gibson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Harrell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Hays	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Hooper	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Patronis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Porth	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Schwartz	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Skidmore	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Taylor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Zapata	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Bean, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Bowen, ex-officio	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
Yeas	Nays	TOTALS	Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays
13	0									

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE

Taylor - Yes after roll call

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

Bill No. 1269

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) Reed offered the following:

3
4 **Amendment**

5 Remove line(s) 161-165 and insert:

6 Section 2. The sum of \$1 million in nonrecurring general
7 revenue funds is appropriated to the Department of Health for
8 the 2007-2008 fiscal year to implement the provisions of this
9 act.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

Bill No. 1269

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) Reed offered the following:

3
4 **Amendment**

5 Remove line(s) 131-141 and insert:

6 (6) GRANT AWARDS.--The department shall award annual
7 grants, subject to specific appropriations by the Legislature.
8 The department shall award at least one grant to coalitions
9 representing urban counties and at least one grant to coalitions
10 representing rural counties. Priority of grant awards shall be
11 given to those coalitions representing counties having an
12 average nonwhite infant mortality rate at least 1.75 times
13 greater than the white infant mortality rate between 2003 and
14 2005 and an average of at least 40 nonwhite infant deaths
15 between 2003 and 2005 for urban counties or an average of at
16 least five nonwhite infant deaths between 2003 and 2005 for
17 rural counties.

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

Bill No. 1269

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) Reed offered the following:

3

4 **Amendment**

5 Remove line(s) 158 and insert:

6 administer grants in a manner that will allow each

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

Council/Committee: Healthcare
 Meeting Date: 4/4/07
 Place: Monie Hall
 Time: 1:00 pm

Bill Number: HB 739
 Date Received: _____
 Date Reported: _____
 Subject: treatment program for impaired practitioners

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	PCS		Amend 1		Amend 2		Amend 3	
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
<input checked="" type="checkbox"/>		Anderson								
<input checked="" type="checkbox"/>		Ausley	Favorable amended							
<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
13	0									

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE

Taylor - yes after roll call

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	<i>Amend 4</i>		<i>Amend 5</i>					
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
		Anderson								
		Ausley	<i>✓</i>	<i>0</i>	<i>✓</i>	<i>0</i>				
		Ford								
		Galvano	<i>8</i>		<i>0</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

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 01 (for drafter's use only)

Bill No. 0739

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 Committee on Health Quality offered the following:

3

4 **Amendment (with title amendment)**

5 Remove everything after the enacting clause and insert:

6 Section 1. Subsections (1) and (2) of section 456.076,
 7 Florida Statutes, are amended and subsection (7) is added to
 8 that section, to read:

9 456.076 Treatment programs for impaired practitioners.--

10 (1) For professions that do not have impaired practitioner
 11 programs provided for in their practice acts, the department
 12 shall, by rule, designate approved impaired practitioner
 13 programs under this section. The department may adopt rules
 14 setting forth appropriate criteria for approval of treatment
 15 providers. The rules may specify the manner in which the
 16 consultant, retained as set forth in subsection (2), works with
 17 the department in intervention, requirements for evaluating and
 18 treating a professional, and requirements for ~~the~~ continued care
 19 and monitoring ~~of a professional by the consultant by an~~
 20 ~~approved treatment provider.~~

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. 01 (for drafter's use only)

21 (2) The department shall retain one or more impaired
22 practitioner consultants. TheA consultant shall be either a
23 licensee under the jurisdiction of the Division of Medical
24 Quality Assurance within the department who, and at least one
25 consultant must be a practitioner or recovered practitioner
26 licensed under chapter 458, chapter 459, or part I of chapter
27 464 or an entity that employs a medical director who must be a
28 practitioner or recovered practitioner licensed under chapter
29 458, chapter 459, or part I or chapter 464. The consultant shall
30 assist the probable cause panel and department in carrying out
31 the responsibilities of this section. This shall include working
32 with department investigators to determine whether a
33 practitioner is, in fact, impaired. The department may contract
34 with the consultant, for appropriate compensation, for services
35 to be provided, if requested by the school, for students
36 enrolled in schools for licensees listed in s. 456.073(12)(a)
37 who are alleged to be impaired as a result of the misuse or
38 abuse of alcohol or drugs, or both, or due to a mental or
39 physical condition. No medical school accredited by the Liaison
40 Committee on Medical Education or Commission on Osteopathic
41 College Accreditation, or other school, that provides for the
42 education of students in health care professions listed in
43 456.073(12)(a), that is governed by accreditation standards that
44 require notice and the provision of due process procedures to
45 students, shall be held liable in any civil action for referring
46 a student to the consultant retained by the department or for
47 taking actions in reliance of the recommendations, reports or
48 conclusions provided by such consultant, without intentional
49 fraud in carrying out the provisions of this section.

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. 01 (for drafter's use only)

50 (7) (a) An impaired practitioner consultant retained
51 pursuant to subsection (2), and its officers and employees,
52 shall be considered agents of the department for purposes of s.
53 768.28, while acting within the scope of its duties under the
54 contract with the department, if the contract complies with the
55 requirements of this section. The contract must provide:

56 1. That the impaired practitioner consultant establish a
57 quality assurance program to monitor services delivered under
58 the contract.

59 2. Quarterly evaluations of the impaired practitioner
60 consultant's quality assurance program, treatment, and
61 monitoring records.

62 3. That the impaired practitioner consultant's quality
63 assurance program is subject to review and approval by the
64 department.

65 4. That the impaired practitioner consultant operate under
66 policies and procedures approved by the department.

67 5. That the impaired practitioner consultant provide to the
68 department for approval a policy and procedure manual that
69 comports to all statutes, rules and contract provisions approved
70 by the department.

71 6. That the department be entitled to review the records
72 relating to the impaired practitioner consultant's performance
73 under the contract for the purpose of management audits,
74 financial audits, or program evaluation.

75 7. That all performance measures and standards be subject
76 to verification and approval by the department.

77 8. That the department may terminate the contract with the
78 impaired practitioner consultant for non compliance with the
79 contract.

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. 01 (for drafter's use only)

80 (b) In accordance with s. 284.385, the Department of
81 Financial Services shall defend any claim, suit, action or
82 proceeding against the consultant or its officers and employees
83 brought as a result of any act or omission of action of any of
84 its officers or employees for an act or omission arising out of
85 and in the scope of the consultant's duties under its contract
86 with the department.

87 (c) If the impaired practitioner consultant retained
88 pursuant to this section is retained by any other state agency,
89 and if the contract between the state agency and the consultant
90 complies with the requirements of this section, then the
91 consultant, and its officers and employees shall be considered
92 agents of the State of Florida for the purposes of this section,
93 while acting within the scope of and pursuant to guidelines
94 established in the contract between the state agency and the
95 consultant.

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

97
98

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

100 Remove the entire title and insert:

101 A bill to be entitled

102 An act relating to treatment programs for impaired
103 practitioners; amending s. 456.076, F.S.; revising
104 requirements for program consultants; authorizing the
105 Department of Health to contract with consultants to
106 provide treatment services for all health professions and
107 occupations students alleged to be impaired; providing for
108 absence of liability in civil actions of certain schools
109 for referring students to such consultants or taking

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. 01 (for drafter's use only)

110 certain actions without intentional fraud; providing
111 limited sovereign immunity for certain program consultants
112 under specific contractual conditions; requiring the
113 Department of Financial Services to defend actions against
114 program consultants; providing an effective date.

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

Page 5 of 5

h0739-hcc-01 strike-all amendment

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

Bill No. 0739

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) Holder offered the following:

4 **Amendment 2 to h0739-hcc strike-all amendment**

5 Remove line(s) 51-91 and insert:

6 pursuant to subsection (2), and its officers, employees, and
7 those acting at the direction of the consultant for the limited
8 purpose of an emergency intervention of a licensee or student as
9 described in subsection (2), when the consultant is unable to
10 perform such intervention, shall be considered agents of the
11 department for purposes of s. 768.28, while acting within the
12 scope of its duties under the contract with the department, if
13 the contract complies with the requirements of this section. The
14 contract must provide:

15 1. That the impaired practitioner consultant establish a
16 quality assurance program to monitor services delivered under
17 the contract.

18 2. Quarterly evaluations of the impaired practitioner
19 consultant's quality assurance program, treatment, and
20 monitoring records.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

21 3. That the impaired practitioner consultant's quality
22 assurance program is subject to review and approval by the
23 department.

24 4. That the impaired practitioner consultant operate under
25 policies and procedures approved by the department.

26 5. That the impaired practitioner consultant provide to
27 the department for approval a policy and procedure manual that
28 comports to all statutes, rules and contract provisions approved
29 by the department.

30 6. That the department be entitled to review the records
31 relating to the impaired practitioner consultant's performance
32 under the contract for the purpose of management audits,
33 financial audits, or program evaluation.

34 7. That all performance measures and standards be subject
35 to verification and approval by the department.

36 8. That the department may terminate the contract with the
37 impaired practitioner consultant for non compliance with the
38 contract.

39 (b) In accordance with s. 284.385, the Department of
40 Financial Services shall defend any claim, suit, action, or
41 proceeding against the consultant or its officers, employees,
42 and those acting at the direction of the consultant for the
43 limited purpose of an emergency intervention of a licensee or
44 student as described in subsection (2), when the consultant is
45 unable to perform such intervention, brought as a result of any
46 act or omission of action of any of its officers, employees, and
47 those acting at the direction of the consultant for the limited
48 purpose of an emergency intervention of a licensee or student as
49 described in subsection (2), when the consultant is unable to
50 perform such intervention, for an act or omission arising out of

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

51 and in the scope of the consultant's duties under its contract
52 with the department.

53 (c) If the impaired practitioner consultant retained
54 pursuant to this section is retained by any other state agency,
55 and if the contract between the state agency and the consultant
56 complies with the requirements of this section, then the
57 consultant, and its officers, employees, and those acting at the
58 direction of the consultant for the limited purpose of an
59 emergency intervention of a licensee or student as described in
60 subsection (2), when the consultant is unable to perform such
61 intervention, shall be considered

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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 3 to h0739-hcc strike-all amendment (with title**
5 **amendments)**

6 Remove line(s) 36 and insert:
7 enrolled in schools in preparation for licensure as physicians
8 under chapter 458 or chapter 459

9
10 ===== T I T L E A M E N D M E N T =====

11 Remove line(s) 106-107 and insert:
12 provide treatment services for allopathic and osteopathic
13 physician students alleged to be impaired; providing for

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 4 to h0739-hcc strike-all amendment**
5 Remove line(s) 42-43 and insert:
6 education of students enrolled in preparation for licensure
7 under chapter 458 or chapter 459, which is governed by
8 accreditation standards that

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 to h0739-hcc strike-all amendment**

5 Remove line(s) 59 and insert:

6 2. For quarterly evaluations of the impaired practitioner

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

Council/Committee: Healthcare
 Meeting Date: 4/7/07
 Place: Moore Hall
 Time: 1:00 pm

Bill Number: PCB HCC 0715
 Date Received: _____
 Date Reported: _____
 Subject: hospice facilities

Council/Committee Action:

- | | |
|---|---|
| <input checked="" 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								
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay	Yea	Nay
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Anderson								
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Ausley								
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Ford								
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Galvano								
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Garcia								
<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 type="checkbox"/>	<input checked="" 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
14	0									

Appearance Record

NAME	REPRESENTING	ADDRESS & PHONE	*CODE

Presentation by the Agency for Persons
with Disabilities on a plan for
eliminating the 2007-08 deficit

Barney Ray

Plan for Eliminating Projected Deficit and Improving Management of Waivers



agency for persons with disabilities

State of Florida

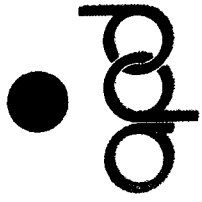
- Charlie Crist, Governor
- Barney Ray, APD Chief of Staff

House Healthcare Council

Wednesday, April 4, 2007

Presentation Topics

- Current State of the Agency
 - ▶ Appropriations & Projected Expenditures
 - ▶ Governor's Recommended Budget
- Variables that effect Cost
- Actions Effecting FY 07/08
- Actions Effecting FY 08/09



Appropriations versus Projected Expenditures

Fiscal Year 2006-07

- Total HCBS/DD Waiver Appropriation: \$776,837,838
- AHCA Expenditure Projection: (\$881,630,169)
- Projected Deficit based on AHCA methodology: (\$104,792,331) Total
(\$ 46,905,017) GR

Fiscal Year 2007-08

Economic & Demographic Research (EDR) Expenditure Projection

- Total HCBS/DD Waiver Appropriation: \$776,837,838
- EDR Expenditure Projection (as of 03/2007): (\$929,708,917)
- Projected Deficit based on EDR's methodology: (\$152,871,079) Total
(\$ 65,872,148) GR

APD Expenditure Projection

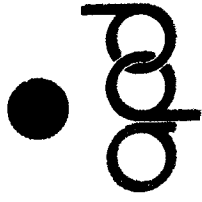
- Total HCBS/DD Waiver Appropriation: \$776,837,838
- APD Expenditure Projection (as of 3/2007): (\$924,174,378)
- Projected Deficit based on APD's methodology: (\$147,336,540) Total
(\$ 63,487,315) GR



agency for persons with disabilities

Governor's Recommended Budget

Issue Detail of Gov.'s Amended Recommended Legislative Budget Request			
Description	GR	Trust funds	Total
Funding for Utilization Growth	\$16,000,000	\$22,797,284	\$38,797,284
Additional Funding for Deficit Correction	\$33,389,052	\$44,097,725	\$77,486,777
Transfer from FSL and Room and Board	\$10,000,000	\$12,678,951	\$22,678,951
Realignment of FMAP	\$20,433,868	(\$1,701,823)	\$18,732,045
PROPOSED TOTAL TO ADDRESS DEFICIT	\$79,822,920	\$77,872,137	\$157,695,057



agency for persons with disabilities

Going Forward

Recommendations for Managing Costs

- **The Three Key Variables:**

- ▶ **Variable I. Caseload**

- Just aligning enrollment by itself will not keep program costs within appropriation if utilization for enrollees continues to increase at current rates. No utilization cap.
 - Once enrolled, you remain enrolled.

- ▶ **Variable II. Price Level**

- Price Level is not an attributing factor to the Agency's deficit.
 - We could reduce projected deficit by reducing service rates.

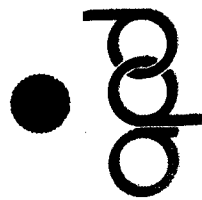
- ▶ **Variable III. Utilization**

- Utilization increases are the main driver of over-spending.
 - No cap or limit on utilization other than medical necessity.

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Costs of HCBS\DD Waiver Services Provided in FY 2005/06

Cost Rank	Service	Total Paid*	% Total
1	Residential Habilitation - (Day)	\$268,156,522	38.2%
2	Adult Day Training - Facility Based	\$70,251,125	10.0%
3	Personal Care Assistance	\$70,055,692	10.0%
4	In - Home Supports (Live-In Staff) Day	\$44,403,209	6.3%
5	Support Coordination	\$39,559,803	5.6%
6	Supported Living Coaching	\$29,730,114	4.2%
7	Transportation (Trip)	\$26,574,753	3.8%
8	Non-Residential Support Services	\$25,750,678	3.7%
9	Companion	\$18,852,468	2.7%
10	Consumable Medical Supplies	\$12,431,848	1.8%
11	In - Home Supports (Awake Staff) Qtr. Hr	\$11,519,622	1.6%
12	Respite Care - Quarter Hour	\$7,812,596	1.1%
13	Supported Employment	\$7,725,635	1.1%



Utilization Growth Summary

Service	Utilization Trend	What Explains Utilization Growth?		
		More Units/ Client	Higher Levels of Service	Increased Share of Waiver Clients
Residential Habilitation - (Day)	Increase	No	Yes	Yes
Adult Day Training - Facility Based	Flat			
Personal Care Assistance	Increase	Yes	No	Yes
In - Home Supports (Live-In Staff) Day	Increase	No	Yes	Yes
Support Coordination	Flat			
Supported Living Coaching	Increase	Yes	No	Yes
Transportation (Trip)	Increase	No	Yes	Yes
Non-Residential Support Services	Increase	Yes	Yes	Yes
Companion	Increase	Yes	No	Yes
Consumable Medical Supplies	Increase	Yes	No	Yes
In - Home Supports (Awake Staff) Qtr. Hour	Decline			
Respite Care - Quarter Hour	Increase	Yes	No	Yes
Supported Employment	Increase	Yes	Yes	Yes

Going Forward Recommendations for Managing Costs

ACTIONS TAKEN TO DATE:

- ▶ All enrollment activity has ceased (Jan 07).
- ▶ Options for Consideration were developed by APD that identified revised service limitations to impact waiver spending.
- ▶ APD reassigned workload to provide dedicated staff resources to develop and implement this plan.
- ▶ A Systems Review Workgroup was established of representative stakeholders tasked with the responsibility of evaluating and planning short and long-term recommendations to establish a more effective and cost efficient waiver service delivery system.
- ▶ Members of the workgroup included representatives from the Family Care Council (parents), self-advocates, provider associations, support coordination associations, APD Area staff, and the DD Council.
- ▶ The work group meetings began Feb. 2007. The meetings have been frequent and intensive to be sensitive to time constraints.
- ▶ The group reviewed the APD Options for Consideration, information from other states, other options for short and long term system change.

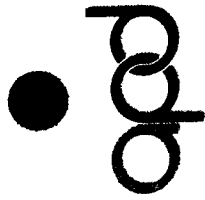
Work Group Recommendations

- APD adopted the following work group recommendations to achieve system efficiencies and has extended these recommendations into the current plan.
- APD work group activities continue to identify further cost savings and system improvements.
- Work necessary to implement short and long term plan activities has already begun.

Recommendations for Managing Cost & Current Challenges

**Short-term Management Efficiencies
for FY 07/08**

ACTION 1.
Stabilize the system by suspending the cost plan amendment process to eliminate requested changes in services except for health and safety issues, or requests for a reduction in services and cost.
TIME TO IMPLEMENT
This issue is currently under legal review and has also been referred to AHCA. The time-frame will be determined once legal review is complete.
IMPACT ON CONSUMER
Ability to request additional or different services will be allowed only if there is a change in the individual's "condition" (for example, living arrangement), for a health and safety reason, or if the request is for a reduction in services and costs.
IMPACT ON PROGRAM BUDGET
This is a management efficiency and will minimize the expenditures liability.



agency for persons with disabilities

Recommendations for Managing Cost & Current Challenges

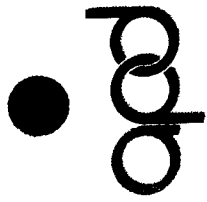
Short-term Management Efficiencies for FY 07/08

ACTION 2. Initiate Annual Cost Plan continuation by Area Office for cost plans with no changes. Annual cost plan renewals, where there is no change in cost or services, would be approved at the area office level. (Continuation of services to simplify the system.) Requested changes, "High Cost" and Intensive Behavioral Services will continue to be reviewed by Prior Service Authorization.
TIME TO IMPLEMENT Start Date: March 2007 Full Implementation: July 2007
IMPACT ON CONSUMER No negative impact. Reduces the number of times a plan is submitted for prior authorization review.
IMPACT ON PROGRAM BUDGET This is a management efficiency and will increase workload of APD area staff.

Recommendations for Managing Cost & Current Challenges

**Short-term Management Efficiencies
for FY 07/08**

ACTION 3
Align Cost Plan begin and end dates with APD Fiscal Year to enhance the Agency's ability to predict approved service allocations annually, and more readily detect utilization trends.
TIME TO IMPLEMENT
Start Date: March 2007 Full Implementation: July 2007
IMPACT ON CONSUMER
No direct impact. APD, in conjunction with waiver support coordinators, will have to educate consumers and families on this process.
IMPACT ON PROGRAM BUDGET
This is a management efficiency and will increase workload of APD area staff.



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Recommendations for Managing Cost & Current Challenges

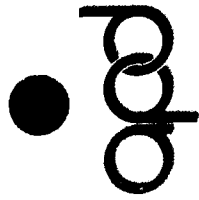
Short-term Management Efficiencies for FY 07/08

ACTION 4.
Work with AHCA to remove remaining barriers for supported employment services and explore methods to offer incentives for movement out of Adult Day Training facilities
TIME TO IMPLEMENT
Start Date: March 2007 Full Implementation: July 2007
IMPACT ON CONSUMER
Increases opportunities for employment, a driver of outcomes for people. Decreases the number of people receiving services in an Adult Day Training facility.
IMPACT ON PROGRAM BUDGET
This is a management efficiency.

Recommendations for Managing Cost & Current Challenges

**Short-term Management Efficiencies
for FY 07/08**

ACTION 5.
Work with AHCA's Medicaid Program Integrity to establish trend models that can be used to indicate possible fraud.
TIME TO IMPLEMENT
Start Date: March 2007 Full Implementation: July 2007
IMPACT ON CONSUMER
No direct impact. Decreases individual's exposure to fraudulent service providers.
IMPACT ON PROGRAM BUDGET
This is a management efficiency.



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Recommendations for Managing Cost & Current Challenges

Short-term Management Efficiencies for FY 07/08

ACTION 6.			
Initiate activities necessary to change spending limits on identified services:			
Description	Total	GR (43.09%)	OMTF (56.91%)
Limit Non-Residential Support Services	\$1,225,504	\$958,970	\$1,266,534
Limit Supported Living Coaching	\$1,667,258	\$718,421	\$948,837
Limit Support Coordination for children under 18	\$8,312,829	\$3,581,998	\$4,730,831
Eliminate Homemaker services for individuals receiving In-Home Support Services	\$193,533	\$83,393	\$110,140
Limit Companion Services to no more than 35 hours per week	\$58,728	\$25,306	\$33,422
Eliminate Homemaker services for individuals receiving Personal Care Assistance	\$1,616,071	\$696,365	\$919,706
Eliminate the rate modifier for Personal Care Assistance	\$1,548,421	\$667,215	\$881,206
Limit Homemaker services to no more than 4 hours per week	\$768,659	\$331,215	\$437,444
Eliminate the Chore and Homemaker services for children	\$210,225	\$90,586	\$119,639
Limit Chore Services to no more than 192 qtr hrs per year	\$89,587	\$38,603	\$50,984
Eliminate Psychological Assessment as a waiver service	\$4,500	\$1,939	\$2,561
Total	\$16,695,315	\$7,194,011	\$9,501,304

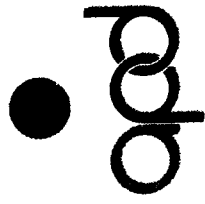


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Recommendations for Managing Cost & Current Challenges

Short-term Management Efficiencies for FY 07/08

ACTION 6. continued
TIME TO IMPLEMENT
Start Date: March 2007 Date to Savings: July 2007
IMPACT ON CONSUMER
Impacts nearly 12,504 individuals.
IMPACT ON PROGRAM BUDGET
These initiatives will generate approximately \$7M General Revenue and \$16M total savings. The Agency will not be able to fund the current projected FY 07/08 deficit by implementing these program changes alone. The Agency would still need additional appropriation for FY 07/08.



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Recommendations for Managing Cost & Current Challenges

Long-term Management Efficiencies for FY 08/09

Two actions provide the strongest Waiver management & were universally accepted by Systems Review Workgroup (SWG).

1. Implementation of a Valid needs assessment tool and process
 - better cost projects and plans for Waiver consumers.
 2. Development of service packages for appropriate supports, more flexibility of medically necessary service levels, and cost limit for each service plan – improve reliable estimates.
- Measurable primary cost drivers are use to identify appropriate service packages.

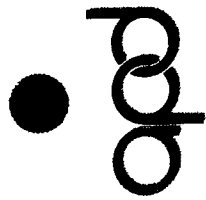
▶ **Total Estimated Long-Term Savings: \$77,178,076**



agency for persons with disabilities

Summary of Projected Savings

Description	Total	GR (43.09%)	OMTF (56.91%)
Estimated Long-Term Savings for FY 08/09	\$77,178,076	\$33,256,033	\$43,922,043
Estimated Short-Term Savings	\$16,695,315	\$7,194,011	\$9,501,304
Total	\$93,873,391	\$40,450,044	\$53,423,347



Recommendations for Managing Cost & Current Challenges

**Long-term Actions
for FY 08/09**

ACTION 7.

Develop data and procedures for Area office review of cost plans with significant utilization changes. Initiate Area review of plans identified. Work with consumer, family and waiver support coordinator to identify more efficient plans.

TIME TO IMPLEMENT

Start Date: March 2007

Full Implementation: July 2007

IMPACT ON CONSUMER

No direct impact. APD, in conjunction with waiver support coordinators, will have to educate consumers and families on this process.

There may be a reduction in services for some individuals.

IMPACT ON PROGRAM BUDGET

Targeted at \$5.2M

This is a management efficiency and will increase workload of Area staff.

Recommendations for Managing Cost & Current Challenges

**Long-term Actions
for FY 08/09**

ACTION 8.

Collapse rates in residential habilitation facilities to reduce the number of rates available, reflect support needs, and gain cost efficiencies. (There are approximately 720 rate options for this service. Revisions reduce utilization "creep".)
Verify resulting rate structure through use of a qualified consultant or AHCA Actuary contract.

TIME TO IMPLEMENT

Start Date: March 2007
Full Implementation: August 2007

IMPACT ON CONSUMER

Some individuals will have an adjustment in the support hours available in the residential setting. The adjustment should not have a significant impact.

IMPACT ON PROGRAM BUDGET

Expected savings of approximately \$7M in savings.
Needs verification by AHCA Actuary.



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Recommendations for Managing Cost & Current Challenges

Long-term Actions for FY 08/09

<p>ACTION 9.</p> <p>Establish a uniform published rate structure for residential facilities providing intensive behavior level of services. (Rate are currently negotiated and vary across the state.) New rates will be promulgated into the current Home and Community-based Developmental Disabilities Waiver Provider Rate Table</p> <p>Begin promulgation no later than 7/1/07.</p>
<p>TIME TO IMPLEMENT</p> <p>Start Date: April 2007 Full Implementation: July 2007</p>
<p>IMPACT ON CONSUMER</p> <p>Some individuals will have an adjustment in the support hours available in the residential setting. The adjustment should not have a significant impact.</p>
<p>IMPACT ON PROGRAM BUDGET</p> <p>Targeted at \$4.7M Needs verification by AHCA Actuary.</p>

Recommendations for Managing Cost & Current Challenges

**Long-term Actions
for FY 08/09**

ACTION 10.

Eliminate Companion Services. Expand the description of In-Home Support Services to include limited companion service responsibilities.

Requires a revision to the HCBS DD Waiver and rule change.

Current spending is \$21,000,000 for this services.

TIME TO IMPLEMENT

Start Date: April 2007

Full Implementation: January 2008

IMPACT ON CONSUMER

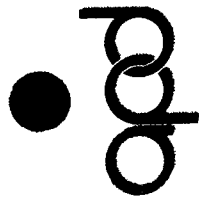
Approximately 4791 individuals currently receive this service. Some individuals will lose this support. Others may shift this support into requested increases in In-home Support service hours.

Tracking of the request for increases in In-home supports will be initiated.

IMPACT ON PROGRAM BUDGET

Targeted at \$14M.

The Agency is working to better verify this target.



Recommendations for Managing Cost & Current Challenges

Long-term Actions for FY 08/09

ACTION 11.

Establish cost models – a series of predetermined service packages with an identified allocation limit – based on primary cost driver. Drivers are defined as age, living setting, medical/physical issues, behavioral factors, adaptive ability (self-care/daily living skills).

A change in a service plan would only be approved based on a change in a primary driver, or a request for 1 time limited services such as purchase of a new wheelchair.

TIME TO IMPLEMENT

Start Date: March 2007

Full Implementation: January 2008

IMPACT ON CONSUMER

Service packages will be built from existing data that indicates service usage and need. Individuals will continue to have choice of services within the service package, but cannot exceed the approved allocation for the package.

IMPACT ON PROGRAM BUDGET

This action stabilizes utilization growth and cost savings are expected to be approximately \$46M

Recommendations for Managing Cost & Current Challenges

**Long-term Actions
for FY 08/09**

ACTION 12.
Develop an implementation plan for phase-in of the service package model.
TIME TO IMPLEMENT
Start Date: April 2007 Full Implementation: January 2008
IMPACT ON CONSUMER
APD will assure communication with, and education of service recipients and families on the revised system.
IMPACT ON PROGRAM BUDGET
This action uses available resources and communication linkages to inform stakeholders of the system revisions.

Recommendations for Managing Cost & Current Challenges

Long-term Actions for FY 08/09

ACTION 13.

Use an assessment to enhance primary driver information. APD will use currently owned and available assessments to expedite implementation of the system change. The Individual Cost Guidelines (ICG) is currently administered to all participants. The Florida Status Tracking Survey (FSTS), a stronger assessment of medical and behavioral concerns, will be paired with the ICG for a more complete assessment package.

Correlate assessment information with the service packages to determine the relationship with services and level of need, or level of support needs for adaptive areas.

TIME TO IMPLEMENT

Start Date: April 2007

Full Implementation: November 2007

IMPACT ON CONSUMER

All individuals have been assessed using the Individual Cost Guidelines. An additional assessment using the Florida Status Tracking Survey will be performed.

IMPACT ON PROGRAM BUDGET

Strengthens predictability of service packages and utilization containment measures.

Recommendations for Managing Cost & Current Challenges**Long-term Actions
for FY 08/09****ACTION 14 & 15.**

Administer the assessments and apply corresponding service package cost information with individuals on the wait list to project future funding needs. Correlate assessment information with the service packages to determine the relationship with services and level of need, or level of support needs for adaptive areas.

Establish both assessments as web based applications to facilitate data collection and monitoring of the service package system. Resources for building the web component will have to be explored.

TIME TO IMPLEMENT

Start Date: To be Determined

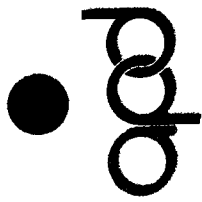
Full Implementation: To be Determined

IMPACT ON CONSUMER

Individuals on the waitlist will be assessed using the identified tools.

IMPACT ON PROGRAM BUDGET

This action will increase workload for APD IT staff or resources for contracting support.



Recommendations for Managing Cost & Current Challenges

Long-term Actions for FY 08/09

ACTION 16.

Simplify the contracted Prior Service Authorization (PSA) process. Initial medical necessity review will verify that the identified service package meets individual needs. Subsequent annual cost plans will be reviewed at the Area office level as a continuation of prior approved services.

A full PSA review of the service package will be required every 3 years, or if a new plan is developed due to a change in primary cost driver.

TIME TO IMPLEMENT

Start Date: January 2008

Full Implementation: To be Determined

IMPACT ON CONSUMER

Establishes continuity of services by using the least intrusive method of service review while still adhering to medical necessity requirements.

PSA reviews will continue to be required annually for all Intensive Behavioral Residential Habilitation services, one time add on services such as Environmental Adaptation (available 1 X every 5 yrs.) and "high cost" plans, considered outliers to the revised system.

IMPACT ON PROGRAM BUDGET

This is a management efficiency and will increase workload of APD area staff.

Recommendations for Managing Cost & Current Challenges

**Long-term Actions
for FY 08/09**

ACTION 17.
Prior Service Authorization contracts will be reviewed for cost reduction and/or revision of responsibilities, such as administering assessments.
TIME TO IMPLEMENT
Start Date: January 2008 Full Implementation: To be Determined
IMPACT ON CONSUMER
No Impact
IMPACT ON PROGRAM BUDGET
Evaluation to maximize funding available.

Recommendations for Managing Cost & Current Challenges

Long-term Actions for FY 08/09

ACTION 18.

Alter role of Waiver Support Coordination to strengthen:

1. Education of individuals and families on the negative impact of utilization and importance of achieving cost efficiencies.
2. Monitoring service provision to assure services are provided as authorized and billed appropriately,
3. Building natural and community supports for services outside of an individual's service package.

TIME TO IMPLEMENT

Start Date: November 2007

Full Implementation: To be Determined

IMPACT ON CONSUMER

The consumer and family will be assisted to understand the revised system and limitations established in funding.

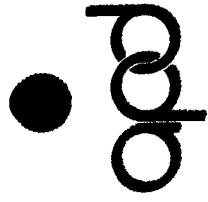
IMPACT ON PROGRAM BUDGET

The action will be continually evaluated to strengthen the system.

apod agency for persons with disabilities

Conclusion

- These actions have gone through a preliminary review by APD and AHCA.
 - APD will continue to work with the Office of the General Counsel (APD and AHCA), AHCA Medicaid Office, Centers for Medicare/Medicaid Services (CMS) prior to implementation, which may require modification.
 - APD has proposed organizational changes to improve agency operations to include a Chief of Staff and an Office of Strategic Planning.
- ▶ **Establish Long – Range Plan for the Agency**
 - ▶ **Establish, monitor, and report on performance measures**



Conclusion

- APD has enlisted assistance from AHCA's actuarial staff to provide expenditure analysis to better determine cost savings of long-term actions.
- The actual budgetary impacts will not be realized or accurately estimated until evaluation and implementation is complete.
- With the adoption of Governor's recommended budget and efficiencies implemented, APD could begin enrolling from the wait list the latter part of FY 08/09.

Home and Community Based Waiver



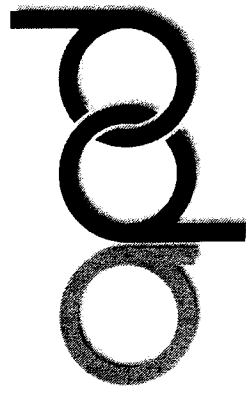
agency for persons with disabilities
State of Florida

QUESTIONS

House Healthcare Council

Wednesday, April 4, 2007

Workshop on the Waitlist



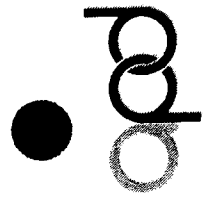
agency for persons with disabilities

State of Florida

- Charlie Crist, Governor
- Barney Ray, APD Chief of Staff

House Healthcare Council

Wednesday, April 4, 2007



Overview of the Waitlist

	Number	Percent
Total Wait List Count*	20,226	100.0%
Wait List Clients Offered Waiver	8,726	43.1%
Disposition of Waiver Offers		
Enrolled in Home and Community-Based Developmental Disabilities Waiver**	6	0.1%
Enrolled in Family and Supported Living Waiver	4,660	53.4%
Remained in Family and Supported Living Waiver	1,000	11.5%
Remained on non-Medicaid Services	14	0.2%
Ineligible for Waiver	327	3.7%
Received and Declined Offer	790	9.1%
Offer Sent--No Response	1,630	18.7%
Other	299	3.4%
Total	8,726	100.0%

* This wait list count includes Family and Support Living Waiver enrollees waiting for enrollment in the Home and Community Based Waiver.

** These clients reflect delays in updating the wait list as of April 1, 2007.

Source: Wait list Database as of April 1, 2007 and Waiver Enrollment Tracking System as of April 4, 2007.

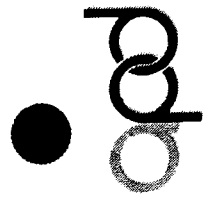
Length of Wait for Any Waiver Services as of April 1, 2007

Length of Wait	Date Placed on Wait List	Wait List Clients	
		#	%
Less than 6 Months	Later than October 1, 2006	1,250	8.8%
6 to 12 Months	April 1, 2006 - October 1, 2006	1,622	11.4%
12+ to 18 Months	October 1, 2005 - March 31, 2006	1,436	10.1%
18+ to 24 Months	April 1, 2005 - September 30, 2005	1,199	8.4%
24+ to 30 Months	October 1, 2004 - March 31, 2005	1,121	7.9%
30+ to 36 Months	April 1, 2004 - September 30, 2004	1,274	8.9%
36+ to 42 Months	October 1, 2003 - March 31, 2004	1,459	10.2%
42+ to 48 Months	April 1, 2003 - September 30, 2003	1,506	10.6%
4+ to 5 Years	April 1, 2002 - March 31, 2003	1,254	8.8%
More than 5 Years	Earlier than April 1, 2002	2,139	15.0%
Total Wait List*		14,260	100.0%

* Excludes Family and Supported Living Waiver enrollees.

Note: The people that have been on the wait list for longer than 40.6 months (as of July 1, 2006) received waiver enrollment offers.

Source: Wait List Database as of April 1, 2007



Age Distribution of the Wait List

Age	Number of Persons
Up to 6	1,362
7 to 12	2,487
13 to 17	2,157
18 to 21	2,615
22 to 44	4,346
45 to 64	1,176
65 and older	117
Total	14,260

These groupings represent the transition points in an individual's life. Transition points include: changes in eligibility for services, availability of school system services, and state plan funded therapies. These transitional points could result in increased need in services, submission of crisis referrals, or ultimately a request for residential placements.

**Agency for Persons with Disabilities
Plan for Eliminating Projected 2007-2008 Deficit and
Managing Costs in the Developmental Disabilities Waiver**

**March 12, 2007
Updated March 30, 2007**

Waiver Expenditures

Every dollar spent in the Home and Community Based Services Waiver is paid to providers of approved services for children and adults enrolled in this waiver.

The three variables that control the total cost for these services are:

1. **Enrollment** (increase or decrease to total number enrolled)
2. **Unit Price** (for each unit of service)
3. **Utilization** (Measure of increase or decrease in total units and/or intensity of services by individuals enrolled)

Waiver Wait List

The Agency for Persons with Disabilities (APD) maintains one wait list for waiver services for either the Developmental Disabilities (DD) waiver or Family and Support Living (FSL) waiver. The DD waiver has no cap on total expenditures per consumer annually and has 33 available services. The FSL waiver is capped at \$14,792 per consumer annually and has 11 available services.

As of April 2007, the wait list for waiver services was 20,266. Of this total 6,006 are currently enrolled and receiving services under the FSL waiver but are waiting enrollment to the DD waiver. Available funding in fiscal year 2005-2006 allowed new enrollment totaling 6,560 in the two waivers. A total of 4,074 children or adults were extended offers but did not accept and remain on the waitlist.

Projected Costs for DD Waiver in Fiscal Year 2007-2008

APD is working with the Legislative Office of Economic and Demographic Research (EDR) and the State of Florida Agency for Health Care Administration (AHCA) to explore and implement new projection methodologies for improving the accuracy of expenditure forecasts. APD's new approach is to use two or three different methodologies and chart their accuracy over time to determine if one is better than the others. This effort will continue during the implementation of the APD plan.

Based upon an EDR projection of DD waiver expenditures as of March 2007 for Fiscal Year 2007-2008, APD projects the following deficit if no new funding is provided for this waiver:

Total Continuation Budget with Technical Changes	\$776,837,838
Total Projected Cost for Fiscal Yr 2007-2008 Services	\$929,700,000
Total Projected Deficit	\$152,871,079

Systems Review Workgroup

In February 2007, the Interim Director directed that staff responsibilities be reassigned to provide for dedicated resources to investigating, developing and implementing a plan to manage costs in the Home and Community Based Services Developmental Disabilities (HCBS/DD) Waiver. In addition, representatives of parents, consumers, support coordinators, service providers, advocacy groups, APD local administrators and the Agency for Health Care Administration (AHCA) were invited to participate in a Systems Review Workgroup (SRW) lead by APD Central Office staff. The SRW was tasked with discovering and developing recommendations for reducing costs to fit within appropriations and provide for better manage of the waiver.

Interim Director shared his three core goals with the SRW in reviewing and developing recommendations:

- 1. Serve more people**
- 2. Remain within appropriations**
- 3. Maintain quality services which includes consumer choice**

The SRW invited and received presentations of Projected Cost Model pilot projects from the Florida Association of Rehabilitation Facilities, a provider group from APD Area 1 (SB 1826), and the Area 13 pilot project (HB 1597 combines Area 1 and 13 pilots). APD provided the SRW with a variety of paid claims and cost plan information to assist in identifying trends and answering questions.

The SRW also reviewed APD options developed to eliminate duplication of services and promote cost efficiencies. Many of these were widely accepted by the SRW. This workgroup will continue to meet to review and advise the agency on this plan and any new ideas that are brought to APD's attention.

Summary of the Plan

- **Short-term (Effective July 1, 2007)**

The resulting recommendations were adopted by APD and staff have already begun actions necessary to accomplish the tasks identified, including drafting rule revision language to implement the short-term actions. The short-term actions listed within the plan will provide cost savings of \$16 million in Fiscal Year 2007-2008 and provide better management controls.

Total estimated short-term savings: \$16,695,315.00

- **Long-term (Effective after July 1, 2007, but before June 30, 2008)**

The work needed to implement long-term actions will begin immediately. Each action is listed within includes target dates for completion. Cost savings from these actions will have better cost savings estimates as further work is completed, but reliable estimates are not available at this time.

Two of the actions in particular provide the strongest management of the waiver and were universally accepted by the SWG.

1. Implementation of a valid needs assessment tool and process will provide better cost projections and plans for individuals served on the waiver.
2. Development of service packages which provide for appropriate supports for individuals, more flexibility of selection of medically necessary service levels and a cost limit for each service plan which improves reliable estimates. Measurable primary cost drivers such as age, medical/physical issues, behavior factors, where one lives, and adaptive ability are use to identify appropriate service packages for each individual.

Individuals will still receive the appropriate level of service support and have flexibility in selecting the service and unit level needed without going through prior service authorization for each incremental change in units of service as long as the cost limit for their service is not exceeded. If a primary driver changes such as residential placement, a new service package would be requested.

Total estimated long-term savings: \$77,178,076.00

Total estimated combined savings: \$93,873,391.00

The Future

1. APD will continue to work with members of the DD community to develop future cost savings and develop innovative ideas in order to remain within appropriations in fiscal year 2007-2008.
2. APD will aggressively continue its efforts to comply with Executive Order 07-01 in reviewing how services are delivered and implement changes to the system.
3. APD will provide regular reports to all parties including the legislature as is required for progress in this effort.

**Agency for Persons with Disabilities
Deficit Reduction and Cost Management Plan
March 12, 2007**

Action Item #	Action	Time Frame	Impact on Consumer	Impact on Program Budget	Impact on Provider
1.	<p>Short-term Management Efficiencies Stabilize the system by suspending the cost plan amendment process to eliminate requested changes in services except for health and safety issues, or requests for a reduction in services and cost.</p>	To be determined.	Ability to request additional or different services will be allowed only if there is a change in the individual's "condition" (for example, living arrangement), for a health and safety reason, or if the request is for a reduction in services and costs.	Currently under legal review. Management efficiency.	No impact.
2.	Initiate Annual Cost Plan continuation by Area Office for cost plans with no changes. Annual cost plan renewals, where there is no change in cost or services, would be approved at the area office level. (Continuation of services to simplify the system.) Requested changes, "High Cost" and Intensive Behavioral Services will continue to be reviewed by Prior Service Authorization.	3/12/07 7/1/07	No negative impact. Reduces the number of times a plan is submitted for prior authorization review.	Management efficiency. Increased workload for Area staff.	No impact.

Action Item #	Action	Time Frame	Impact on Consumer	Impact on Program Budget	Impact on Provider
3.	Align Cost Plan begin and end dates with APD Fiscal Year to enhance the Agency's ability to predict approved service allocations annually, and more readily detect utilization trends.	3/12/07 7/1/07	No direct impact. APD, in conjunction with waiver support coordinators, will have to educate consumers and families on this process.	Management efficiency. Increased workload for Area staff.	Waiver support coordinators will have to alter current cost plans to align with the fiscal year dates.
4.	Work with AHCA to remove remaining barriers for supported employment services and explore methods to offer incentives for movement out of Adult Day Training facilities.	3/12/07 7/1/07	Increases opportunities for employment, a driver of outcomes for people. Decreases the number of people receiving services in an Adult Day Training facility.	Management efficiency.	Reduction in enrollment for Day Training facilities, or a modification of the services provided.
5.	Work with Medicaid Program Integrity to establish trend models that can be used to indicate possible fraud.	3/12/07 7/1/07	No direct impact. Decreases individual's exposure to fraudulent service providers.	Management efficiency.	Identifies and/or deters fraudulent practices.
6.	Initiate activities necessary to change spending limits on identified services to achieve \$16,695,315.00 savings.	3/12/07 7/1/07	See Below.	\$16,695,315.00	See Below.

Action Item #	Action	Time Frame	Impact on Consumer	Impact on Program Budget	Impact on Provider
A.	Limit Non-Residential Support Services (NRSS) to individuals 18 or 22 years and older, and no longer provide to school aged children. Revise qualifications to require a degree and experience and tighten the service description to focus on pre-work activities, including volunteering. Estimated annual savings if set at age 22.	7/1/07	Impacts on 638 individuals. Services are available through other means. Children under the age of 22 have access to transition services through the public school system. Parents of school age children may also carry out community inclusion activities.	\$2,225,504	Some providers will not be able to provide this service once qualifications change. Some providers will have a reduction in work volume. Cost Plans will have to be updated by the waiver support coordinator to reflect the change.
B.	Limit supported living coaching to no more than 20 hours per month for individuals who also receive In-Home Support Services-Live In. Establish a monthly rate for supported living services.	7/1/07	Impacts on 436 adults. Anticipated to have a minimal impact. Some duties of Supported Living Coaches are duplicated by In-Home Support Services at a more cost-effective rate. (For example, assisting with grocery shopping.) In-Home Live-in services offer up to 24-hour support and can assume routine responsibilities now performed by the Supported Living Coach.	\$1,667,258	Some providers will experience a reduction in work volume. Cost Plans will have to be updated by the waiver support coordinator to reflect the change.

Action Item #	Action	Time Frame	Impact on Consumer	Impact on Program Budget	Impact on Provider
C.	<p>Require that Support Coordination be at the "Limited" level of service and rate for children under the age of 18 who live in the family home. (Reduces the amount of contact time that is required in full support coordination. Sets the rate at half that earned for full support coordination.)</p>	7/1/07	<p>Impacts on 9,970 children living in the family home. Children living in their family home are eligible for an array of services other than the DD Waiver. These include, but are not limited to, services from the Public School system, Children's Medical Services and Medicaid State Plan. Case management functions are also included in some of these services. Limited Support Coordination, working in conjunction with the parents of the child, may provide adequate support to this consumer group.</p> <p>Procedures will be established to handle emergency transition needs.</p>	\$8,312,829.	<p>Some providers will experience a reduction in work volume.</p> <p>Cost Plans will have to be updated by the waiver support coordinator to reflect the change.</p> <p>A monthly rate will be established to assist the provider in meeting fluctuations in support needs.</p>

Action Item #	Action	Time Frame	Impact on Consumer	Impact on Program Budget	Impact on Provider
D.	Eliminate the provision of Homemaker services for individuals who receive In- Home Support Services.	7/1/07	Impacts 88 individuals. Anticipated to have minimal impact. The service description for In-Home supports includes housekeeping responsibilities. The change eliminates duplication, but allows the provision of the support through another service.	\$193,533	Some providers will experience a reduction in work volume. Cost Plans will have to be updated by the waiver support coordinator to reflect the change.
E.	Limit companion services to no more than 35 hours per week as part of a meaningful day activity.	7/1/07	Impacts on 14 individuals who receive this service more than 5 hrs. a day. Anticipated minimal impact. Includes companion services into the meaningful day options for a participant. The current limit for companion services is 10 hrs./day which is excessive when aligned with other service options.	\$58,728	Some providers will experience a reduction in work volume. Cost Plans will have to be updated by the waiver support coordinator to reflect the change.
F.	Eliminate the provision of Homemaker services for individuals who receive Personal Care Assistance.	7/1/07	Impacts on 565 individuals. Anticipated to have minimal impact. The service description for Personal Care Assistance includes housekeeping responsibilities. Eliminates duplication.	\$1,616,071	Some providers will experience a reduction in work volume. Cost Plans will have to be updated by the waiver support coordinator to reflect the change.

Action Item #	Action	Time Frame	Impact on Consumer	Impact on Program Budget	Impact on Provider
G.	Eliminate the rate modifier for Personal Care Assistance.	7/1/07	Impacts on 301 individuals. Personal Care Assistance has a 3 tiered rate structure based on intensity of an individual's need. The rate structure currently allows for adequate payment for more involved or intense services.	\$1,548,421	Rates will be reduced by the amount of the modifier for providers receiving this rate. Cost Plans will have to be updated by the waiver support coordinator to reflect the change.
H.	Limit Homemaker services to no more than 4 hours per week.	7/1/07	Impacts on 344 individuals. Impact should be minimal. The current service limits for Homemaker services at 10 hrs. a day exceeds limits for most community living environments. The reduction in hours is compatible with community standards.	\$768,659	Some providers will experience a reduction in work volume. Cost Plans will have to be updated by the waiver support coordinator to reflect the change.
I.	Eliminate the provision of Chore and Homemaker services for children under the age of 18.	7/1/07	Impacts on 85 children. Children living in their family home may have these activities provided as part of a normal family routine and responsibility. Children living in foster or group homes are not eligible for Chore and Homemaker services.	\$210,225.	Some providers will experience a reduction in work volume. Cost Plans will have to be updated by the waiver support coordinator to reflect the change.

Action Item #	Action	Time Frame	Impact on Consumer	Impact on Program Budget	Impact on Provider
J.	Limit Chore services to no more than 192 qt. hours per year.	7/1/07	Impacts on 48 individuals. Impact should be minimal as limits were set at an annual level. Chore services, currently available up to 4 hrs a day, provide "heavy" housecleaning, yard and "light" home maintenance and repairs. The reduction in hours is compatible with community standards, and the change in billing practice allows the individual flexible options for service use during the year.	\$89,587	Some providers will experience a reduction in work volume. Cost Plans will have to be updated by the waiver support coordinator to reflect the change.
K.	Eliminate Psychological Assessment as a waiver service.	7/1/07	15 individuals received this service last year. Individuals on the waiver have already been determined eligible for services and have no need for a psychological assessment (IQ testing.) No anticipated impact.	\$4,500	Providers will lose revenue and the ability to perform this waiver service. Cost Plans will have to be updated by the waiver support coordinator to reflect the change.

Action Item #	Long-Term Activities to Control Utilization Action	Time Frame	Impact on Consumer	Impact on Program Budget	Impact on Provider
7.	Develop data and procedures for Area office review of cost plans with significant utilization changes. Initiate Area review of plans identified. Work with consumer, family and waiver support coordinator to identify more efficient plans.	3/12/07 1/1/08	There may be a reduction in services for some individuals.	Targeted at: \$5,230,436.00 Management efficiency. Increased workload for Area staff.	Some providers will experience a reduction in enrollment and revenue.
8.	Collapse rates in residential habilitation facilities to reduce the number of rates available, reflect support needs, and gain cost efficiencies. (There are approximately 720 rate options for this service. Revisions reduce utilization "creep".) Verify resulting rate structure through use of a qualified consultant or AHCA Actuary contract.	3/12/07 8/1/07	Some individuals will have an adjustment in the support hours available in the residential setting. The adjustment should not have a significant impact.	Currently under evaluation. \$7,008,586.00 in savings. Needs verification by AHCA Actuary.	Some providers may experience a rate reduction. Others will have no impact, or a slight rate increase.

Action Item #	Action	Time Frame	Impact on Consumer	Impact on Program Budget	Impact on Provider
9.	<p>Establish a uniform published rate structure for residential facilities providing intensive behavior level of services. (Rates are currently negotiated and vary across the state.) New rates will be promulgated into the current Home and Community-based Developmental Disabilities Waiver Provider Rate Table.</p> <p>Begin promulgation no later than 7/1/07.</p>	<p>4/1/07 7/1/07</p>	<p>Some individuals will have an adjustment in the support hours available in the residential setting. The adjustment should not have a significant impact.</p>	<p>Targeted at \$4,730,335.00 Needs verification by AHCA Actuary.</p>	<p>Some providers may experience a rate reduction. Others will have no impact, or a slight rate increase.</p>
10.	<p>Eliminate Companion Services. Expand the description of In-Home Support Services to include limited companion service responsibilities.</p> <p>Requires a revision to the HCBS DD Waiver and rule change.</p> <p>Current spending is \$21,000,000 for this service.</p>	<p>4/1/07 1/1/08</p>	<p>Approximately 4791 individuals currently receive this service. Some individuals will lose this support. Others may shift this support into requested increases in In-home Support service hours. Tracking of the request for increases in In-home supports will be initiated.</p>	<p>Targeted at \$14,000,000.00 The Agency is working to better verify this target.</p>	<p>Some providers will experience a loss of business or revenue.</p>

Action Item #	Action	Time Frame	Impact on Consumer	Impact on Program Budget	Impact on Provider
11.	<p>Establish cost models – a series of predetermined service packages with an identified allocation limit - based on primary cost drivers. Drivers are defined as a) age, b) living setting, c) medical/physical issues, d) behavioral factors, e) adaptive ability (self-care/daily living skills).</p> <p>A change in a service plan would only be approved based on a change in a primary driver, or a request for 1 time limited services such as purchase of a new wheelchair.</p>	3/12/07 1/1/08	<p>Service packages will be built from existing data that indicates service usage and need. Individuals will continue to have choice of services within the service package, but cannot exceed the approved allocation for the package.</p>	<p>Stabilizes utilization growth. \$46,208,719.00</p>	<p>May reduce work volume for some providers. Individuals will continue to choose service providers.</p>
12.	<p>Develop an implementation plan for phase-in of the service package model.</p>	4/1/07 1/1/08	<p>APD will assure communication with, and education of service recipients and families on the revised system.</p>	<p>Use all available resources and communication linkages to inform stakeholders of the system revision.</p>	<p>APD will assure communication and education of service providers on the revised system.</p>

Action Item #	Action	Time Frame	Impact on Consumer	Impact on Program Budget	Impact on Provider
13.	<p>Use an assessment to enhance primary driver information. APD will use currently owned and available assessments to expedite implementation of the system change. The Individual Cost Guidelines (ICG) is currently administered to all participants. The Florida Status Tracking Survey (FSTS), a stronger assessment of medical and behavioral concerns, will be paired with the ICG for a more complete assessment package.</p> <p>Correlate assessment information with the service packages to determine the relationship with services and level of need, or level of support needs, for adaptive areas.</p>	<p>4/1/07 11/1/07</p>	<p>All individuals have been assessed using the Individual Cost Guidelines. An additional assessment using the Florida Status Tracking Survey will be performed.</p>	<p>Strengthens predictability of service packages and utilization containment measures.</p>	<p>Waiver support coordinators will have to be trained in the use of the Florida Status Tracking Survey and administer the assessment.</p>
14.	<p>Administer the assessments and apply corresponding service package cost information with individuals on the wait list to project future funding needs.</p> <p>Establishes cost and needs information related to individuals on the waitlist that is not currently available.</p>	<p>By 1/1/08</p>	<p>Individuals on the waitlist will be assessed using the identified tools.</p>	<p>Will assist the Agency to project enrollment cost.</p>	<p>Area APD staff would administer the assessments and apply cost projections.</p>

Action Item #	Action	Time Frame	Impact on Consumer	Impact on Program Budget	Impact on Provider
15.	Establish both assessments as web based applications to facilitate data collection and monitoring of the service package system. Resources for building the web component will have to be explored.	TBD	No impact.	Increased workload for APD IT staff, or resources for contracting the function.	Increased information will be available to project service needs and cost for building capacity or adjusting current service delivery methods.
16.	Simplify the contracted Prior Service Authorization (PSA) process. Initial medical necessity review will verify that the identified service package meets individual needs. Subsequent annual cost plans will be reviewed at the Area office level as a continuation of prior approved services. A full PSA review of the service package will be required every 3 years, or if a new plan is developed due to a change in primary cost driver.	By 1/1/08	Establishes continuity of services by using the least intrusive method of service review while still adhering to medical necessity requirements. PSA reviews will continue to be required annually for all Intensive Behavioral Residential Habilitation services, one time add on services such as Environmental Adaptation (available 1 X every 5 yrs.) and "high cost" plans, considered outliers to the revised system.	Increased workload for Area APD staff.	Establishes some predictability of service usage.
17.	Prior Service Authorization contracts will be reviewed for cost reduction and/or revision of responsibilities, such as administering assessments.	By 1/1/08	No impact.	Evaluation to maximize funding available.	No impact.

Action Item #	Action	Time Frame	Impact on Consumer	Impact on Program Budget	Impact on Provider
18.	Alter role of Waiver Support Coordination to strengthen: 1) education of individuals and families on the negative impact of utilization and importance of achieving cost efficiencies. 2) monitoring service provision to assure services are provided as authorized and billed appropriately, 3) building natural and community supports for services outside of an individual's service package.	By 11/1/07	The consumer and family will be assisted to understand the revised system and limitations established in funding.	Continue to evaluate role of waiver support coordinator to strengthen system.	Coordinators will experience a change in their role and functioning as a waiver provider.