

# THE FLORIDA LEGISLATURE



**Mike Haridopolos**  
*President of the Senate*



**Dean Cannon**  
*Speaker of the House of  
Representatives*

March 8, 2012

The Honorable Dean Cannon  
Speaker, House of Representatives

The Honorable Mike Haridopolos  
President of the Senate

Dear Mr. Speaker and Mr. President:

Your Conference Committee on the disagreeing votes of the two houses on HB 5301, same being:

An act relating to Medicaid services.

having met, and after full and free conference, do recommend to their respective houses as follows:

1. That the Senate recede from its Amendment 1.
2. That the Senate and House of Representatives adopt the Conference Committee Amendment attached hereto, and by reference made a part of this report.

### Managers on the part of the House of Representatives

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*Representative Denise Grimsley, Chair*

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*Representative Gary Aubuchon, At-Large*

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*Representative Michael Bileca*

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*Representative Richard Corcoran*

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*Representative Daniel Davis*

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*Representative Chris Dorworth, At-Large*

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*Representative Doug Holder, At-Large*

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*Representative Mia L. Jones, At-Large*

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*Representative Carlos Lopez-Cantera, At-Large*

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*Representative Mark S. Pafford*

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*Representative Ron Saunders, At-Large*

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*Representative Elaine J. Schwartz*

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*Representative Will W. Weatherford, At-Large*

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*Representative Dana D. Young*

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*Representative Matt Hudson, Lead Manager*

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*Representative Dennis K. Baxley*

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*Representative Charles S. Chestnut IV, At-Large*

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*Representative Janet Cruz*

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*Representative Jose Felix Diaz*

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*Representative James C. Frishe, At-Large*

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*Representative Dorothy L. Hukill, At-Large*

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*Representative John Legg, At-Large*

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*Representative Seth McKeel, At-Large*

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*Representative Franklin Sands, At-Large*

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*Representative Robert C. Schenck, At-Large*

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*Representative William D. Snyder, At-Large*

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*Representative John Wood*

**Managers on the part of the Senate**

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*Senator JD Alexander, Chair*

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*Senator Thad Altman*

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*Senator Michael S. Bennett, At-Large*

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*Senator Oscar Braynon*

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*Senator Charles S. Dean*

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*Senator Miguel Diaz de la Portilla*

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*Senator Greg Evers*

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*Senator Anitere Flores*

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*Senator Rene Garcia*

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*Senator Audrey Gibson*

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*Senator Alan Hays*

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*Senator Arthenia L. Joyner, At-Large*

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*Senator Evelyn J. Lynn*

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*Senator Bill Montford*

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*Senator Steve Oelrich*

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*Senator Garrett Richter*

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*Senator Maria Lorts Sachs*

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*Senator Gary Siplin*

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*Senator Joe Negron, Vice Chair*

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*Senator Lizbeth Benacquisto*

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*Senator Ellyn Setnor Bogdanoff*

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*Senator Larcenia J. Bullard*

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*Senator Nancy C. Detert*

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*Senator Paula Dockery*

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*Senator Mike Fasano*

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*Senator Don Gaetz, At-Large*

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*Senator Gwen Margolis*

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*Senator Jim Norman*

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*Senator Nan H. Rich, At-Large*

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*Senator Jeremy Ring*

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*Senator David Simmons*

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*Senator Christopher L. Smith*

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March 8, 2012  
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*Senator Eleanor Sobel*

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*Senator Ronda Storms*

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*Senator John Thrasher, At-Large*

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*Senator Stephen R. Wise*

The Conference Committee Amendment for, HB 5301, provides for the following:

- Removes the prohibition against subsidized Kidcare coverage for children of public employees who are eligible for state group health insurance, thereby allowing children of public employees to enroll in subsidized Kidcare if they meet the program's eligibility requirements.
- Directs the Department of Children and Families (DCF) and the Agency for Health Care Administration (AHCA), subject to an appropriation, to develop a new system of eligibility for Medicaid and Kidcare, consistent with requirements of federal and state laws.
- Limits Medicaid payment for hospital emergency room services for non-pregnant adults to 6 visits per year.
- Changes the statutory deadline for Medicaid hospital rates to be adjusted within any fiscal year from September 30 to October 31. Allows rate reductions beyond the deadline only in cases of insufficient collections of funds voluntarily donated by local taxing authorities designed to augment hospital rates.
- Revises the timeline and parameters for AHCA to develop a plan to transfer the state's hospital payments to a diagnosis related group (DRG) system, with a target implementation date of July 1, 2013, subject to Legislative approval.
- Updates statutes relating to the disproportionate share hospital (DSH) program so the program uses the proper data to calculate the distribution of dollars. Also repeals two sections of statute for two perennially unfunded DSH programs.
- Revises the methodology for determining a county's eligible recipients for the purpose of county contributions to Medicaid and revises the methodology of collecting those funds.
  - For past due billings, a county may pay 85 percent of the amount due over the next five years. In the alternative, a county may choose to be subject to 100 percent of the past due amount but can make a claim before the Division of Administrative Hearings to have the amount reduced if the county believes the amount billed is incorrect.
  - For prospective billings, the state each month will withhold from a county's distribution of funds from the local government half-cent sales tax an amount equal to the county's required contribution to Medicaid for that month. If a county believes the state has withheld too much due to errors in the state's Medicaid eligibility system data base, the county may request a refund based on reasons submitted with the request.
  - The bill also requires AHCA and DCF to create a system for hospitals and nursing homes to assist the state in making any needed updates in the Medicaid data base for Medicaid recipients' county of residence when recipients are admitted. If updates are needed, they must be performed within 10 days of admission
- Expands statewide two Medicaid anti-fraud pilot projects relating to home health care.
- Authorizes the establishment or expansion of Programs of All-inclusive Care for the Elderly (PACE) in Manatee, Sarasota, DeSoto, and Broward counties.
- Expands statewide a pilot project for the delivery of Medicaid services for persons diagnosed with HIV/AIDS, in partnership with a university-based, research-oriented program that specializes in health care for HIV/AIDS patients.

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March 8, 2012

The Honorable Dean Cannon  
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President of the Senate

Dear Mr. Speaker and Mr. President:

Your Conference Committee on the disagreeing votes of the two houses on HB 5303, same being:

An act relating to Department of Children and Family Services.

having met, and after full and free conference, do recommend to their respective houses as follows:

1. That the Senate recede from its Amendment 1.
2. That the Senate and House of Representatives adopt the Conference Committee Amendment attached hereto, and by reference made a part of this report.

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*Senator John Thrasher, At-Large*

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*Senator Stephen R. Wise*

The Conference Committee Amendment for, HB 5303, provides for the following:

- Authorizes the Department of Children and Families to develop a plan to reduce operational costs at the Northeast Florida State Hospital and Florida State Hospital.
- The plan is to be submitted to the Legislative Budget Commission for review.
- If the Legislative Budget Commission finds that the department can achieve the amount of savings included in the Fiscal Year 2012-2013 General Appropriations Act without the outsourcing of housekeeping and environmental services, the commission can authorize the realignment of resources and authorize positions to maintain these functions in house.
- The bill provides an effective upon becoming a law.