



## **Appropriations Conference Chairs**

### **Senate Appropriations Subcommittee on Health and Human Services / House Health Care Appropriations Subcommittee**

#### **SENATE OFFER #1**

**Back of the Bill  
Implementing Bill  
Conforming Bills**

**April 29, 2017  
10:30 a.m.  
212 Knott Building**

**Fiscal Year 2017-2018 Back of the Bill - Senate Offer #1**

Row	HB 5001	Senate Offer #1	SB 2500	New or Modified
1		House Modified	SECTION 24. From the funds appropriated in Specific Appropriations 193 through 237 of chapter 2016-66, Laws of Florida, the amounts of \$52,437,780 from the General Revenue Fund provided to the Agency for Health Care Administration are hereby reverted from the unexpended balances. This section shall take effect upon becoming law.	Section 24. From the funds appropriated to the Agency for Health Care Administration in Specific Appropriations 193 through 237 of chapter 2016-66, Laws of Florida, the sum of \$52,437,780 of the amount that is held in unbudgeted reserve shall revert immediately to the General Revenue Fund. This section shall take effect upon becoming law.
2	SECTION 21. There is hereby appropriated for Fiscal Year 2016-2017, \$896,414 in nonrecurring funds from the General Revenue Fund, \$430,470 in nonrecurring funds from the Grants and Donations Trust Fund, and \$19,352,211 in nonrecurring funds from the Medical Care Trust Fund to the Agency for Health Care Administration to support deficits in the Florida KidCare Program. This section shall take effect upon becoming law.	House	SECTION 25. The sum of \$896,414 in nonrecurring funds from the General Revenue Fund is appropriated for Fiscal Year 2016-2017 to the Agency for Health Care Administration to cover deficits in the Florida KidCare Program. This section shall take effect upon becoming law.	
3	SECTION 22. There is hereby appropriated for Fiscal Year 2016-2017, \$75,167,821 in nonrecurring funds from the General Revenue Fund and \$110,262,268 in nonrecurring funds from the Medical Care Trust Fund to the Agency for Health Care Administration to compensate Medicaid Managed Care Organizations for the underpayments due to incorrect capitation rates between the Supplemental Security Income and Temporary Assistance for Needy Families eligibility groups for the 2014-2015 Fiscal Year. This section shall take effect upon becoming law.	Senate	SECTION 27. The nonrecurring sums of \$55,767,821 from the General Revenue Fund, \$110,262,268 from the Medical Care Trust Fund and \$19,400,000 from the Tobacco Settlement Trust Fund are appropriated to compensate Medicaid Managed Care Organizations for the underpayments due to incorrect capitation rates between the Supplemental Security Income and Temporary Assistance for Needy Families eligibility groups. This section shall take effect upon becoming law.	
4	SECTION 23. There is hereby appropriated for Fiscal Year 2016-2017, \$35,629,294 in nonrecurring funds from the Grants and Donations Trust Fund, \$47,831,250 in nonrecurring funds from the Medical Care Trust Fund and \$32,028 in nonrecurring funds from the Refugee Assistance Trust Fund to the Agency for Health Care Administration to cover deficits in the Medicaid Program. This section shall take effect upon becoming law.	House	SECTION 26. The nonrecurring sums of \$35,629,294 from the Grant and Donations Trust Fund and \$32,028 from the Refugee Assistance Trust Fund are appropriated for Fiscal Year 2016-2017 to the Agency for Health Care Administration to support Fiscal Year 2015-2016 expenditures in the Florida Medicaid Program. This section shall take effect upon becoming law.	
5		Senate	SECTION 28. The sum of \$10,000,000 from the Medical Care Trust Fund is provided to the Agency for Health Care Administration for the implementation of Specific Appropriation 214 of chapter 2016-66, Laws of Florida. This section shall take effect upon becoming law.	
6		Senate	SECTION 29. The unexpended balance of funds appropriated in Specific Appropriation 201A of chapter 2016-066, Laws of Florida, to the Agency for Health Care Administration for the Sylvester Comprehensive Cancer Center is reverted and is appropriated for the same purpose for Fiscal Year 2017-2018.	
7	SECTION 24. The unexpended balance of funds provided in Section 18 of chapter 2016-234, Laws of Florida to the Agency for Health Care Administration for the Transparency in Health Care initiative shall revert and is appropriated for the same purpose for Fiscal Year 2017-2018.	Identical	SECTION 30. The unexpended balance of funds appropriated in section 18 of chapter 2016-234, Laws of Florida, to the Agency for Health Care Administration for Transparency in Health Care is reverted and appropriated for the same purpose for Fiscal Year 2017-2018.	
8	SECTION 25. There is hereby appropriated for Fiscal Year 2016-2017, \$2,073,840 in nonrecurring funds from the General Revenue Fund, to the Agency for Health Care Administration for deficits in the Title XIX Children's Medical Services program. This section shall take effect upon becoming law.	House		

**Fiscal Year 2017-2018 Back of the Bill - Senate Offer #1**

Row	HB 5001	Senate Offer #1	SB 2500	New or Modified
9		New		SECTION ?? The Legislature hereby adopts by reference the changes to the approved operating budget as set forth in Budget Amendment EOG #B2017-B0480 as submitted on April 14, 2017, by the Governor on behalf of the Agency for Health Care Administration for approval by the Legislative Budget Commission. The Governor shall modify the approved operating budget for Fiscal Year 2016-2017 consistent with the amendment. This section is effective upon becoming law.
10		New		SECTION ?? The Legislature hereby adopts by reference the changes to the approved operating budget as set forth in Budget Amendment EOG #B2017-B0477 as submitted on April 13, 2017, by the Governor on behalf of the Agency for Health Care Administration for approval by the Legislative Budget Commission. The Governor shall modify the approved operating budget for Fiscal Year 2016-2017 consistent with the amendment. This section is effective upon becoming law.
11		Senate	SECTION 31. The sum of \$6,369,667 from the General Revenue Fund provided to the Agency for Persons with Disabilities in Section 31 of chapter 2016-66, Laws of Florida, shall be released from the Lump Sum - Home and Community Based Services Waiver category and transferred to the Home and Community Based Services Waiver category for Fiscal Year 2016-2017. The nonrecurring sum of \$10,226,651 is appropriated to the Agency for Persons with Disabilities from the Operations and Maintenance Trust Fund to the Home and Community Based Services Waiver category for Fiscal Year 2016-2017. The nonrecurring sum of \$16,596,318 from the Medical Care Trust Fund is appropriated to the Agency for Health Care Administration in the Home and Community Based Services Waiver category for Fiscal Year 2016-2017. These funds are provided to ensure compliance with section 393.0662(1)(c), Florida Statutes. This section shall take effect upon becoming law.	

**Fiscal Year 2017-2018 Back of the Bill - Senate Offer #1**

Row	HB 5001	Senate Offer #1	SB 2500	New or Modified
12		Senate as Modified	SECTION 32. The sum of \$7,253,858 from the General Revenue Fund provided to the Agency for Persons with Disabilities in Section 32 of chapter 2016-66, Laws of Florida, shall revert and is appropriated to the Agency for Persons with Disabilities in the Home and Community Based Services Waiver category to address increases in Medicaid Home and Community Based Services Waiver costs. The nonrecurring sum of \$11,646,241 from the Operations and Maintenance Trust Fund is appropriated to the Agency for Persons with Disabilities in the Home and Community Based Services Waiver category. The nonrecurring sum of \$18,900,099 from the Medical Care Trust Fund is appropriated to the Agency for Health Care Administration in the Home and Community Based Services Waiver category. These funds are provided to ensure compliance with section 393.0662(1)(c), Florida Statutes.	SECTION 32. The sum of \$17,253,858 from the General Revenue Fund provided to the Agency for Persons with Disabilities in Section 32 of chapter 2016-66, Laws of Florida, shall revert and is appropriated to the Agency for Persons with Disabilities in the Home and Community Based Services Waiver category to address increases in Medicaid Home and Community Based Services Waiver costs. The nonrecurring sum of \$27,701,478 from the Operations and Maintenance Trust Fund is appropriated to the Agency for Persons with Disabilities in the Home and Community Based Services Waiver category. The nonrecurring sum of \$44,955,336 from the Medical Care Trust Fund is appropriated to the Agency for Health Care Administration in the Home and Community Based Services Waiver category. These funds are provided to ensure compliance with section 393.0662(1)(c), Florida Statutes.
13		House	SECTION 33. The sum of \$10,000,000 from the General Revenue Fund in Section 32 of chapter 2016-66, Laws of Florida, provided to the Agency for Persons with Disabilities for the Home and Community Based Services Waiver shall revert and is appropriated for Fiscal Year 2017-2018 in the Lump Sum - Home and Community Based Services Waiver category. The agency is authorized to submit budget amendments requesting the release of funds pursuant to the provisions of chapter 216, Florida Statutes. Any requests for release of funds shall include a plan for how the funds will be expended for increases in Medicaid Home and Community Based Waiver costs.	
14	SECTION 27. The unexpended balance of funds provided in Specific Appropriation 259 of chapter 2016-66, Laws of Florida, provided to the Agency for Persons with Disabilities for the Home and Community Based Services Waiver shall revert and is appropriated for Fiscal Year 2017-2018 in the Lump Sum - Home and Community Based Services Waiver category. The agency is authorized to submit budget amendments requesting the release of funds pursuant to the provisions of chapter 216, Florida Statutes. Any request for release of funds shall include a plan for how the funds will be expended for increases in Medicaid Home and Community Based Services Waiver costs.	Identical	SECTION 34. The unexpended balance of funds provided in Specific Appropriation 259 of chapter 2016-66, Laws of Florida, provided to the Agency for Persons with Disabilities for the Home and Community Based Services Waiver shall revert and is appropriated for Fiscal Year 2017-2018 in the Lump Sum - Home and Community Based Services Waiver category. The agency is authorized to submit budget amendments requesting the release of funds pursuant to chapter 216, Florida Statutes. Any request for release of funds shall include a plan for how the funds will be expended for increases in Medicaid Home and Community Based Services Waiver costs.	

**Fiscal Year 2017-2018 Back of the Bill - Senate Offer #1**

Row	HB 5001	Senate Offer #1	SB 2500	New or Modified
15	SECTION 26. The unexpended balance of funds provided in Specific Appropriation 271 and Section 34, chapter 2016-66, Laws of Florida, to the Agency for Persons with Disabilities for the Client Data Management and Electronic Visit Verification System shall revert and is appropriated to the agency for Fiscal Year 2017-2018 in the Home and Community Based Services Administration category for the same purpose and shall be placed in reserve. The agency is authorized to submit budget amendments requesting the release of these funds pursuant to the provisions of chapter 216, Florida Statutes. Requests for release shall include detailed operational work and spending plans.	House	SECTION 35. The unexpended balance in Section 34, chapter 2016-66, Laws of Florida, provided to the Agency for Persons with Disabilities for the Client Data Management System and Electronic Visit Verification system shall revert and is appropriated to the Agency for Persons with Disabilities for Fiscal Year 2017-2018 in the Client Data Management System and Electronic Visit Verification Qualified Expenditure Category. The agency is authorized to submit budget amendments requesting release of funds pursuant to the provisions of chapter 216, Florida Statutes. Any request for release of funds shall include a detailed operational work plan and spending plan.	
16		House	SECTION 36. The nonrecurring sum of \$100,000 from the Social Services Block Grant Trust Fund is appropriated to the Agency for Persons with Disabilities for independent consulting services for Fiscal Year 2016-2017. This section shall take effect upon becoming law.	
17	SECTION 28. The unexpended balance of funds provided in Sections 31, 32 and 33 of chapter 2016-66, Laws of Florida, provided to the Agency for Persons with Disabilities in the Lump Sum - Home and Community Based Services Waiver Category shall revert, of that \$14,310,220 in nonrecurring general revenue funds are appropriated for Fiscal Year 2017-2018 to the Agency for Persons with Disabilities in the Home and Community Based Services Waiver category to continue 1:1 ratio service rates due to the expansion of minimum wage requirements under the U.S. Department of Labor Fair Labor Standards to Domestic Service Rule. The remaining unexpended balance from the General Revenue Fund is appropriated to the Lump Sum - Home and Community Based Waiver category for Fiscal Year 2017-2018. The nonrecurring sum of \$22,975,398 from the Operations and Maintenance Trust Fund is appropriated to the Agency for Persons with Disabilities in the Home and Community Based Services Waiver category and the nonrecurring sum of \$37,285,618 from the Medical Care Trust Fund is appropriated to the Agency for Health Care Administration in the Home and Community Based Services Waiver category for Fiscal Year 2017-2018. These funds are provided to continue 1:1 ratio service rates due to the expansion of minimum wage requirements under the U.S. Department of Labor Fair Labor Standards to Domestic Service Rule.	Senate		
18	SECTION 29. The nonrecurring sum of \$9,500,000 from the Welfare Transition Trust Fund is appropriated to the Department of Children and Families for Fiscal Year 2016-2017 in the Lump Sum - Grants and Aids - Community Based Care category for the purpose of mitigating operational deficits experienced by the Community-based Care lead agencies. The department is authorized to submit budget amendments, pursuant to the provisions of chapter 216, Florida Statutes, requesting the release of funds. This section shall take effect upon becoming law.	House		
19	SECTION 30. The unexpended balance of funds provided in Section 37 and in Specific Appropriation 321A, chapter 2016-66, Laws of Florida, to the Department of Children and Families for the Substance Abuse and Mental Health Financial and Services Accountability System shall revert and is appropriated for Fiscal Year 2017-2018 to the department in the Substance Abuse and Mental Health Financial and Services Accountability System - Qualified Expenditure Category for the same purpose.	House		

**Fiscal Year 2017-2018 Back of the Bill - Senate Offer #1**

Row	HB 5001	Senate Offer #1	SB 2500	New or Modified
20	SECTION 31. The unexpended balance of funds provided in Specific Appropriations 338, 342, and Section 41, chapter 2016-66, Laws of Florida, to the Department of Children and Families for state employee adoption incentive awards and to Community-based Care lead agencies for adoption incentive awards, shall revert and is appropriated to the department for Fiscal Year 2017-2018 for the same purpose.	House	SECTION 38. The unexpended balance of funds appropriated to the Department of Children and Families in Specific Appropriation 338 and section 41, chapter 2016-66, Laws of Florida, for state employee adoption benefits shall revert and is appropriated to the department for Fiscal Year 2017-2018 for the same purpose.	
21	SECTION 32. The unexpended balance of funds provided in Specific Appropriation 334 and Section 35, chapter 2016-66, Laws of Florida, to the Department of Children and Families for motor vehicle insurance for children in foster care, shall revert and is appropriated to the department for Fiscal Year 2017-2018 for the same purpose.	Senate (Maintain Original Language)	SECTION 37. The unexpended balance of funds provided to the Department of Children and Families in Specific Appropriation 334 and Section 35, chapter 2016-66, Laws of Florida, for motor vehicle insurance for children in foster care, shall revert and is appropriated to the department for Fiscal Year 2017-2018 for the same purpose.	No Language
22	SECTION 33. The unexpended balance of funds provided in Specific Appropriation 361 of chapter 2016-66, Laws of Florida, and distributed to the Department of Children and Families for the Challenge Grant Program authorized by section 420.622(4), Florida Statutes, shall revert and is appropriated to the department for Fiscal Year 2017-2018 for the same purpose.	Identical	SECTION 39. The unexpended balance of funds provided in Specific Appropriation 361 of chapter 2016-66, Laws of Florida, and distributed to the Department of Children and Families to the Challenge Grant Program authorized by section 420.622(4), Florida Statutes, shall revert and is appropriated to the department for Fiscal Year 2017-2018 for the same purpose.	
23		Senate (No Language)		SECTION ???. The unexpended balance of funds provided to the Department of Children and Families in Specific Appropriation 388 of chapter 2016-66, Laws of Florida, to Specialized Treatment, Education and Prevention Services (STEPS), shall revert and is appropriated to the department for Fiscal Year 2017-2018 for the same purpose.
24		Senate	SECTION 40. The sum of \$245,000 of unexpended funds provided in section 45 of chapter 2016-66, Laws of Florida, to the Department of Elder Affairs for the United Home Care Assisted Living Facility - Miami Dade, shall revert and is appropriated for Fiscal Year 2017-2018 to the department for the same purpose.	
25	SECTION 34. The nonrecurring sum of \$16,019,955 from the Federal Grants Trust Fund is hereby appropriated to the Department of Health for Fiscal Year 2016-2017 for deficits in the Child Nutrition Program. This section shall take effect upon becoming law.	Identical	SECTION 41. The nonrecurring sum of \$16,019,955 from the Federal Grants Trust Fund is appropriated to the Department of Health for Federal Nutrition Programs for Fiscal Year 2016-2017. This section shall take effect upon becoming law.	
26	SECTION 35. The nonrecurring sum of \$4,985,407 from the Federal Grants Trust Fund is hereby appropriated to the Department of Health for Fiscal Year 2016-2017 for deficits in the Women, Infant and Children program. This section shall take effect upon becoming law.	Identical	SECTION 42. The nonrecurring sum of \$4,985,407 from the Federal Grants Trust Fund is appropriated to the Department of Health for Women, Infants, and Children (WIC) for Fiscal Year 2016-2017. This section shall take effect upon becoming law.	
27	SECTION 36. The unexpended balance of funds provided in Section 49 and in Specific Appropriation 596, chapter 2016-66, Laws of Florida, to the Department of Veterans' Affairs for Entrepreneur Training grants shall revert and is appropriated to the department for Fiscal Year 2017-2018 for the same purpose.	House		
28	SECTION 37. The unexpended balance of funds provided in Section 50 and in Specific Appropriation 597, chapter 2016-66, Laws of Florida, to the Department of Veterans' Affairs for Workforce Training Grants shall revert and is appropriated to the department for Fiscal Year 2017-2018 for the same purpose.	Identical	SECTION 43. The unexpended balance of funds from the General Revenue Fund in Section 50 and in Specific Appropriation 597 of chapter 2016-66, Laws of Florida, provided to the Department of Veterans' Affairs for Workforce Training shall revert and is appropriated to the department for Fiscal Year 2017-2018 for the same purpose.	
29		Senate (No Language)		SECTION XX. The unexpended balance of funds provided to the Department of Health in Specific Appropriation 467 of chapter 2016-66, Laws of Florida, for the Nurse-Family Partnership model is hereby reverted and is appropriated for the Fiscal Year 2017-2018 for the same purpose.

**2017-2018  
Implementing Bill  
House Health Care Appropriations/Senate Health Human Services Appropriations**

House IB Section	Senate IB Section	Description	Senate Offer #1	
<b>Health and Human Services / Healthcare</b>				
1	9	10	<b>MEDICAID HOSPITAL FUNDING PROGRAMS.</b> Provides the calculations for the Medicaid Low-Income Pool, Disproportionate Share Hospital, and Hospital Reimbursement programs, for the 2017-2018 fiscal year contained in the document titled "Medicaid Hospital Funding Programs," are incorporated by reference for the purpose of displaying the calculations used by the Legislature, consistent with the requirements of state law, in making appropriations for the Medicaid Low-Income Pool, Disproportionate Share Hospital, and Hospital Reimbursement programs.	House
2	10	11	<b>STATEWIDE MEDICAID MANAGED CARE REALIGNMENT- AHCA/DOH.</b> Authorizes AHCA & DOH to submit a budget amendment to realign funding within and between agencies based on the implementation of the Statewide Medicaid Managed Care Medical Assistance Program for Children's Medical Services within the Department of Health. The funding realignment shall reflect the actual enrollment changes due to the transfer of beneficiaries from fee-for-service to the capitated Children's Medical Services Network. Also authorizes AHCA to submit a request for non-operating budget authority to transfer the federal funds to the Department of Health, pursuant to s. 216.181(12), Florida Statutes.	House
3		12	<b>CANCER HOSPITALS.</b> Authorizes AHCA to make Medicaid payments to qualifying Florida cancer hospitals who meet certain criteria on a cost basis.	Senate
4	11	13	<b>APD MEDICAID WAIVER ALGORITHM ALLOCATION.</b> Provides that clients' iBudget amounts remain unchanged until a new allocation algorithm is prescribed by Rule.	House
5		14	<b>I-BUDGET INDEPENDENT CONSULTANT.</b> Requires agency to contract for independent consultant to make recommendations on improving the iBudget process or the significant additional need submission and approval process.	Senate
6		15	<b>TASK FORCE ON TRANSPORTATION DISADVANTAGED SERVICES.</b> Requires APD to contract with independent consultant to examine the state's transportation disadvantaged services. Creates task force to examine the design and use of transportation disadvantaged services.	Senate
7	12		<b>FEDERAL REFUGEE SETTLEMENT PROGRAM.</b> Authorizes agencies to submit 14-day budget amendment rather than being required to obtain LBC approval for increased budget authority if legislation eliminating program fails to become law.	Senate-No language
8	13	20	<b>PRESCRIPTION DRUG MONITORING PROGRAM.</b> House: Prohibits use of settlement funds for program. Senate: Authorizes DOH to use state funds appropriated in the GAA for the program. House conforming bill makes this change in permanent law.	House
9		16	<b>DVA PERSONAL NEEDS ALLOWANCE INCREASE.</b> Amends s. 296.37 to allow a resident of a State Veterans' Nursing Home to retain \$105/month as a personal needs allowance rather than \$35/month. Change carried over from 2014-2015 fiscal year. (House conforming bill sets at \$70/month in permanent law.)	Senate

**2017-2018  
Implementing Bill  
House Health Care Appropriations/Senate Health Human Services Appropriations**

House IB Section	Senate IB Section	Description	Senate Offer #1
		<b>Health and Human Services / Healthcare</b>	
10	17-19	<b>DISPROPORTIONATE SHARE HOSPITAL PROGRAM.</b> Amends s. 409.911, F.S., to direct AHCA to distribute moneys to hospitals providing a disproportionate share of Medicaid or charity care services as provided in the 2017-2018 General Appropriations Act (GAA). Amends s. 409.9113, F.S., to direct AHCA to make disproportionate share payments to teaching hospitals as provided in the 2017-2018 GAA. Amends s. 409.9119, F.S., to direct AHCA to make DSH payments to children's specialty hospitals as provided in the 2017-2018 GAA.	Senate



**HOUSE HEALTH CARE APPROPRIATIONS / SENATE HEALTH AND HUMAN SERVICES APPROPRIATIONS**  
**CONFORMING BILLS – FISCAL YEAR 2017-18**

	<b>HB 5201</b>	<b>Senate Offer #1</b>	<b>SB 2514</b>
1		<b>Senate</b>	<b>Section 1.</b> (s. 210.20, F.S.) – Amends language to redirect the cigarette tax distribution funds that would otherwise be used for the Sanford Burnham Prebys Medical Discovery Institute for distribution to National Cancer Institute research entities under s. 381.915, F.S., for advancement of cures for cancers impacting pediatric populations through basic or applied research, including but not limited to, clinical trials and nontoxic drug discovery.
2		<b>Senate</b>	<b>Section 2.</b> (s. 381.922(2), F.S.) – Amends language relating to Bankhead-Coley Cancer Research Program to identify ways to increase pediatric and adult enrollment in clinical trials. In addition, the Live Like Bella Initiative is created within the Bankhead-Coley Program, subject to an appropriation.
3		<b>Senate</b>	<b>Section 3.</b> (s. 394.9082, F.S.) – <ul style="list-style-type: none"> <li>• Amends language specific to the DCF acute care services utilization database to revert to the language as created in 2015, and requires the DCF to post the data on its website.</li> <li>• Amends language relating to behavioral health managing entities, to create a Substance Abuse and Mental Health (SAMH) Safety Net Network.</li> </ul>
4		<b>Senate</b>	<b>Section 4.</b> – Directs AHCA, in conjunction with DCF, to seek federal authority for administrative claiming for Community Action Teams and Family Intensive Treatment Teams, for Community Based Care case management activities, and central receiving facilities.
5		<b>Senate</b>	<b>Section 5.</b> – Directs DCF, in collaboration with AHCA, to document the extent to which local funding is used for behavioral health services, and directs AHCA to seek federal matching funds for this local contribution as certified public expenditures.

**HOUSE HEALTH CARE APPROPRIATIONS / SENATE HEALTH AND HUMAN SERVICES APPROPRIATIONS**  
**CONFORMING BILLS – FISCAL YEAR 2017-18**

	<b>HB 5201</b>	<b>Senate Offer #1</b>	<b>SB 2514</b>
6	<b>Section 1.</b> (s. 395.602(2)(e)(4), F.S.) – Amends language to remove sole community hospitals having up to 175 licensed beds from the definition of rural hospital.	<b>Senate</b>	<b>Section 6.</b> (s. 395.602(2)(e)(4), F.S.) – Amends language to provide that a hospital classified as a sole community hospital is included in the definition of “rural hospital” regardless of its bed size for reimbursement purposes.
7		<b>Senate</b>	<b>Section 7.</b> (s. 400.179, F.S.) – Amends language to provide that money deposited in to the Grants and Donations Trust Fund as a leasebond alternative, may be used by AHCA to pay enhanced payments to nursing facilities as specified in the General Appropriations Act.
8	<b>Section 2.</b> (s. 409.904(11), F.S.) –Amends language to expand optional payments for eligible persons in Medicaid, to add as a person for whom Medicaid payment may be made someone who meets the following criteria: a person who is diagnosed with acquired immune deficiency syndrome (AIDS); who has an AIDS-related opportunistic infection and is at risk of hospitalization; and whose income is at or below 300 percent of the federal benefit rate. Allows for consolidation of several Home and Community Based Waivers into the Medicaid Long Term Care Waiver.	<b>Senate</b>	<b>Section 8.</b> (s. 409.904(11), F.S.) – Amends language to expand optional payments for eligible persons in Medicaid, to add as a person for whom Medicaid payment may be made someone who meets the following criteria: a person who is diagnosed with acquired immune deficiency syndrome (AIDS); who has an AIDS-related opportunistic infection and is at risk of hospitalization; and whose income is at or below 300 percent of the federal benefit rate.
9	<b>Section 3.</b> (s. 409.906(13)(b), F.S.) – Deletes language relating to the consolidation of several Home and Community Based Waivers that would be obsolete upon passage.	<b>House</b>	
10	<b>Section 4.</b> (s. 409.908, F.S.) – <ul style="list-style-type: none"> <li>• Deletes language related to ambulatory surgical centers that will allow for prospective payment effective July 1, 2017.</li> <li>• Removes the rate freeze for Hospital Outpatient and Prepaid Health Plan rates.</li> <li>• Adds new language to provide a deadline for Intergovernmental Transfer (IGTs) letters of agreement to be provided to AHCA by October 1<sup>st</sup> and requires the funds to be submitted to AHCA no later than October 31<sup>st</sup>, unless an alternative plan is approved by AHCA.</li> </ul>	<b>Senate</b>	<b>Section 9.</b> (s. 409.908, F.S.) – <ul style="list-style-type: none"> <li>• Amends language to direct that, beginning October 1, 2017, and ending September 30, 2020, the Agency reimburse nursing home providers the greater of their September 2016 cost-based reimbursement rate or their prospective payment rate. Effective October 1, 2020, the Agency shall reimburse providers the greater of 95 percent of their cost-based rate or their rebased prospective rate, using the most recently audited cost report for each facility.</li> </ul>

**HOUSE HEALTH CARE APPROPRIATIONS / SENATE HEALTH AND HUMAN SERVICES APPROPRIATIONS**  
**CONFORMING BILLS – FISCAL YEAR 2017-18**

	<b>HB 5201</b>	<b>Senate Offer #1</b>	<b>SB 2514</b>
		<b>Senate</b>	<ul style="list-style-type: none"> <li>Specifies that Medicaid reimbursement will be provided for mobile x-ray services rendered to a person who is Medicare and Medicaid dually eligible when such services are delivered in an assisted living facility or a home, just as such reimbursement is presently provided for a nursing home resident.</li> </ul>
11		<b>Senate</b>	<b>Section 10.</b> (s. 409.9082(4), F.S.) – Amends language relating to the uses of revenue generated by the quality assessment on nursing home facilities, to authorize as a use the partial funding of the quality incentive program for nursing facilities that exceed quality benchmarks.
12		<b>Senate</b>	<b>Section 11.</b> (s. 409.909, F.S.) – Amends language to modify the Statewide Medicaid Residency Program such that a qualifying institution, as defined under the program, may receive the same types of program payments as hospitals. Under the program, a qualifying institution is defined as a Federally Qualified Health Center which holds an Accreditation Council for Graduate Medical Education institutional accreditation.
13	<b>Section 5.</b> (s. 409.909(2)(b), F.S.) – Amends language to include Hospital Outpatient Medicaid payments to the parameters required for calculating distributions for the Graduate Medical Education program.	<b>Senate</b>	
14	<b>Section 6.</b> (s. 409.911(2)(a), F.S.) - Amends language relating to the Regular Disproportionate Share Program, to require the AHCA to use the average of the 2009, 2010, and 2011 audited disproportionate share hospital (DSH) data to determine each hospital's Medicaid days and charity care for the 2017-2018 fiscal year.	<b>House</b>	<b>Section 12.</b> (s. 409.911, F.S.) – Amends language relating to the Regular Disproportionate Share Program, to require the AHCA to use the average of the 2009, 2010, and 2011 audited disproportionate share hospital (DSH) data to determine each hospital's Medicaid days and charity care for the 2017-2018 fiscal year.

**HOUSE HEALTH CARE APPROPRIATIONS / SENATE HEALTH AND HUMAN SERVICES APPROPRIATIONS  
CONFORMING BILLS – FISCAL YEAR 2017-18**

	<b>HB 5201</b>	<b>Senate Offer #1</b>	<b>SB 2514</b>
15	<p>409.9119 Disproportionate share program for specialty hospitals for children.—In addition to the payments made under s. 409.911, the Agency for Health Care Administration shall develop and implement a system under which disproportionate share payments are made to those hospitals that are licensed by the state as specialty hospitals for children and were licensed on <u>January 1, 2013</u>, as specialty hospitals for children. This system of payments must conform to federal requirements and must distribute funds in each fiscal year for which an appropriation is made by making quarterly Medicaid payments. Notwithstanding s. 409.915, counties are exempt from contributing toward the cost of this special reimbursement for hospitals that serve a disproportionate share of low-income patients. The agency may make disproportionate share payments to specialty hospitals for children as provided for in the General Appropriations Act.</p>	<p><b>House Modified with January 1, 2013 Date</b></p>	<p><b>Section 13.</b> (s. 409.9119, F.S.) – Amends language to modify the specialty children’s hospitals that qualify for funds under this section to include those that have a specific federal certification number, and meet Medicare and Medicaid day criteria. There is an update of the year referenced for fund distribution purposes.</p>
16		<p><b>Senate</b></p>	<p><b>Section 14.</b> (s. 409.913(36), F.S.) – Amends language relating to oversight of the integrity of the Medicaid program and the sharing of explanation of medical benefits with service recipients, to authorize that such documents be shared with recipients on a sampling basis rather than to all recipients, other than the exemptions already provided from such distributions.</p>
17		<p><b>Senate</b></p>	<p><b>Section 15.</b> (s. 409.975, F.S.) –</p> <ul style="list-style-type: none"> <li>• Makes optional, rather than mandatory, that Medicaid managed care plans offer a network contract to each home medical equipment and supplies vendor in the plan’s region, provided the vendor meets established standards.</li> <li>• Amends language relating to managed care plan accountability, to direct AHCA to contract with the Safety Net to plan, coordinate, and contract for the delivery of certain community SAMH services. The contract must require the managing entities to provide specified services to Medicaid-eligible individuals. Prior to contracting, AHCA, with participation by the DCF, shall conduct a readiness review based on specified criteria.</li> </ul>

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			The AHCA is directed to work with the DCF and the managing entities in developing rates for contracted services.
18	<b>Section 7.</b> (s. 409.979, F.S.) - Consolidates the Project AIDS Care Waiver, Traumatic Brain Injury and Spinal Cord Injury Waiver, and the Adult Cystic Fibrosis Waiver in to the Medicaid Long Term Care Waiver.	<b>Senate</b>	<b>Section 16.</b> (s. 409.979, F.S.) – Consolidates the Project AIDS Care Waiver, Traumatic Brain Injury and Spinal Cord Injury Waiver, and the Adult Cystic Fibrosis Waiver in to the Medicaid Long Term Care Waiver.
19		<b>Senate</b>	<b>Section 17.</b> (s. 409.983, F.S.) – Amends statute to eliminate language requiring nursing home reimbursement be based on facility costs adjusted for inflation and other factors.
20		<b>Senate</b>	<b>Section 18.</b> - Directs AHCA, subject to federal approval to become a Program for All Inclusive Care for the Elderly (PACE) site, to contract with an additional not-for-profit organization located in Miami-Dade County to approve up to 250 initial enrollees who reside in Miami-Dade County.
21		<b>Senate</b>	<b>Section 19.</b> - Directs AHCA, subject to federal approval to become a PACE site, to contract with a not-for-profit organization formed by a partnership with a not-for-profit hospital, not-for-profit agency serving seniors, and a not-for-profit hospice in Leon County to approve up to 300 initial enrollees.
22		<b>Senate</b>	<b>Section 20.</b> - Amends section 17 of chapter 2011-61, Laws of Florida, to authorize the existing PACE provider in Palm Beach County to expand services to eligible enrollees in Martin, St. Lucie, Okeechobee, and Indian River Counties. The initial 150 enrollees were residents of Palm Beach County, and the enrollment in Martin County can be up to 150 persons.
23		<b>Senate</b>	<b>Section 21.</b> - Effective June 30, 2017, amends section 9 of chapter 2016-65, Laws of Florida, which amended s. 409.905, F.S., relating to Medicaid mandatory services, to delay from July 1, 2017 to July 1, 2018, the implementation of a prospective

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			payment system for Medicaid outpatient hospital services, referred to as enhanced ambulatory payment group (or EAPGs).
24		<b>Senate</b>	<b>Section 22.</b> - Amends section 29 of chapter 2016-65, Laws of Florida, to authorize the Lake County hospice-based PACE provider to expand services into the Orlando area with an initial enrollment of 150.
25		<b>Senate</b>	<b>Section 23.</b> - Directs AHCA, subject to federal approval to become a PACE site, to contract with one not-for-profit organization that satisfies specific criteria to provide PACE services to frail and elderly persons who reside in Alachua County to approve up to 150 initial enrollees in this PACE program.
26		<b>Senate</b>	<b>Section 24.</b> - Directs AHCA, subject to federal approval to become a PACE site, to contract with an organization located in Miami-Dade County that owns and operates primary care medical centers in South Florida to approve up to 300 initial enrollees in this PACE program. The AHCA is authorized to seek any necessary waiver or state plan amendments to implement this section.
27	<b>Section 8.</b> (s. 391.055, F.S.) – Conforming cross-references.	<b>Senate</b>	
28	<b>Section 9.</b> (s. 393.0661, F.S.) – Conforming cross-references.	<b>Senate</b>	
29	<b>Section 10.</b> (s. 409.968, F.S.) – Conforming cross-references.	<b>Senate</b>	
30	<b>Section 11.</b> (s. 427.0135, F.S.) – Conforming cross-references.	<b>Senate</b>	

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31	<b>Section 12.</b> (s. 1011.70, F.S.) – Conforming cross-references.	<b>Senate</b>	
32	<b>Section 13.</b> Provides an effective date of July 1, 2017.	<b>Senate</b>	<b>Section 25.</b> - Provides that, except as otherwise expressly provided in the act, and this section, which shall take effect upon becoming law, the bill has an effective date of July 1, 2017.
33	<p>Proposed New Language related to Low Income Pool</p> <p><u>Section XX. For the 2017-2018 fiscal year, \$578,918,460 in nonrecurring funds from the Grants and Donations Trust Fund and \$924,467,313 in nonrecurring funds from the Medical Care Trust Fund is appropriated to the Agency for Health Care Administration for the purpose of implementing a Low Income Pool Program. These funds shall be held in reserve. Subject to the federal approval of the final terms and conditions of the Low Income Pool, the Agency for Health Care Administration shall submit a budget amendment requesting release of the funds held in reserve pursuant to the provisions of chapter 216, Florida Statutes. If the chair or vice chair of the Legislative Budget Commission or the President of the Senate or the Speaker of the House of Representatives objects in writing to a proposed amendment within 14 days following notification, the Governor shall disapprove the proposed amendment. The amendment shall include the Reimbursement and Funding Methodology Document, as specified in the terms and conditions, that documents permissible Low Income Pool expenditures, a proposed distribution model by entity, and a proposed listing of entities contributing Intergovernmental Transfers to support the state match required. Low Income Pool payments to providers under this section are contingent upon the nonfederal share being provided through intergovernmental transfers in the Grants and Donations Trust Fund. In the event the funds are not available in the Grants and Donations Trust Fund, the State of Florida is not obligated to make payments under this section of law. This section expires July 1, 2018.</u></p>	<b>Senate Modified new LIP Language</b>	<p>Proposed New Language related to Low Income Pool</p> <p><u>Section XX. For the 2017-2018 fiscal year, \$578,918,460 in nonrecurring funds from the Grants and Donations Trust Fund and \$924,467,313 in nonrecurring funds from the Medical Care Trust Fund is appropriated to the Agency for Health Care Administration for the purpose of implementing a Low Income Pool Program. These funds shall be held in reserve. Subject to the federal approval of the final terms and conditions of the Low Income Pool, the Agency for Health Care Administration shall submit a budget amendment requesting release of the funds held in reserve pursuant to the provisions of chapter 216, Florida Statutes. If the chair and vice chair of the Legislative Budget Commission or the President of the Senate and the Speaker of the House of Representatives objects in writing to a proposed amendment within 14 days following notification, the Governor shall disapprove the proposed amendment. The amendment shall include the Reimbursement and Funding Methodology Document, as specified in the terms and conditions, that documents permissible Low Income Pool expenditures, a proposed distribution model by entity, and a proposed listing of entities contributing Intergovernmental Transfers to support the state match required. Low Income Pool payments to providers under this section are contingent upon the nonfederal share being provided through intergovernmental transfers in the Grants and Donations Trust Fund. In the event the funds are not available in the Grants and Donations Trust Fund, the State of Florida is not obligated to make payments under this section of law. This section expires July 1, 2018.</u></p>

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	<b>HB 5201</b>	<b>Senate Offer #1</b>	<b>SB 2514</b>
34	<p>Proposed New Language related to Physician Supplemental Payments</p> <p><u>Section XX. For the 2017-2018 fiscal year, \$94,414,800 in nonrecurring funds from the Grants and Donations Trust Fund and \$151,585,200 in nonrecurring funds from the Medical Care Trust Funds is appropriated to the Agency for Health Care Administration to continue medical school faculty physician supplemental payments. These funds shall be held in reserve. These funds shall be used to continue supplemental payments for services provided by doctors of medicine and osteopathy as well as other licensed health care practitioners acting under the supervision of those doctors who are employed by or under contract with a medical school in Florida. These funds may also be used for pass-through, sub-capitation, differential fee, or directed lump sum payments for doctors of medicine and osteopathy as well as other licensed health care practitioners acting under the supervision of those doctors who are employed by or under contract with a medical school in Florida. Subject to federal approval to continue the supplemental and/or pass-through, sub-capitation, differential fee, or directed lump sum payments, the Agency for Health Care Administration shall submit a budget amendment requesting release of the funds held in reserve pursuant to the provisions of chapter 216, Florida Statutes. If the chair or vice chair of the Legislative Budget Commission or the President of the Senate or the Speaker of the House of Representatives objects in writing to a proposed amendment within 14 days following notification, the Governor shall disapprove the proposed amendment. The amendment shall include the federal approvals, a proposed distribution model by entity and a proposed listing of entities contributing Intergovernmental Transfers to support the state match required. Payments to providers under this section are contingent upon the nonfederal share being provided through intergovernmental transfers in the Grants and Donations Trust Fund. In the event the funds are not available in the Grants and Donations Trust</u></p>	<p><b>Senate Modified new Physician Supplemental Payments Language</b></p>	<p>Proposed New Language related to Physician Supplemental Payments</p> <p><u>Section XX. For the 2017-2018 fiscal year, \$94,414,800 in nonrecurring funds from the Grants and Donations Trust Fund and \$151,585,200 in nonrecurring funds from the Medical Care Trust Funds is appropriated to the Agency for Health Care Administration to continue medical school faculty physician supplemental payments. These funds shall be held in reserve. These funds shall be used to continue supplemental payments for services provided by doctors of medicine and osteopathy as well as other licensed health care practitioners acting under the supervision of those doctors who are employed by or under contract with a medical school in Florida. These funds may also be used for pass-through, sub-capitation, differential fee, or directed lump sum payments for doctors of medicine and osteopathy as well as other licensed health care practitioners acting under the supervision of those doctors who are employed by or under contract with a medical school in Florida. Subject to federal approval to continue the supplemental and/or pass-through, sub-capitation, differential fee, or directed lump sum payments, the Agency for Health Care Administration shall submit a budget amendment requesting release of the funds held in reserve pursuant to the provisions of chapter 216, Florida Statutes. If the chair and vice chair of the Legislative Budget Commission or the President of the Senate and the Speaker of the House of Representatives objects in writing to a proposed amendment within 14 days following notification, the Governor shall disapprove the proposed amendment. The amendment shall include the federal approvals, a proposed distribution model by entity and a proposed listing of entities contributing Intergovernmental Transfers to support the state match required. Payments to providers under this section are contingent upon the nonfederal share being provided through intergovernmental transfers in the Grants and Donations Trust Fund. In the event the funds are not available in the Grants and Donations Trust</u></p>



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	<b>HB 5201</b>	<b>Senate Offer #1</b>	<b>SB 2514</b>
	<u>Fund. the State of Florida is not obligated to make payments under this section of law. This section expires July 1, 2018.</u>		<u>Fund. the State of Florida is not obligated to make payments under this section of law. This section expires July 1, 2018.</u>

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	<b>HB 5203</b>	<b>Senate Offer #1</b>	<b>No Senate Companion</b>
1	<b>Section 1.</b> (s. 893.055, F.S.) Permits the use of state funds appropriated in the GAA to administer the PDMP. Strikes language relating to implementation of the PDMP being contingent upon receipt of nonstate funding.	<b>House</b>	
2	<b>Section 2.</b> Provides an effective date of July 1, 2017.	<b>House</b>	
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	<b>HB 5205</b>	<b>Senate Offer #1</b>	<b>No Senate Companion</b>
1	<b>Section 1.</b> Terminates the State Homes for Veterans Trust Fund. Transfers balances and revenues to the Operations and Maintenance Trust Fund. Requires debts and obligations to be paid.	<b>House</b>	
2	<b>Section 2.</b> (s. 20.375, F.S.) Adds sections of statute related to uses of the Operations and Maintenance Trust Fund. Strikes language relating to the State Homes for Veterans Trust Fund.	<b>House</b>	
3	<b>Section 3.</b> (s. 261.11, F.S.) Expands allowable uses of the funds in the Operations and Maintenance Trust Fund to include supporting program operations that benefit veterans or the operation, maintenance, or construction of a home.	<b>House</b>	
4	<b>Section 4.</b> (s. 296.37, F.S.) Revises the personal needs allowance from \$35 to \$70 per month.	<b>Senate</b>	
5	<b>Section 5.</b> (s. 296.38, F.S.) Expands allowable uses of the funds in the Operations and Maintenance Trust Fund to include supporting program operations that benefit veterans or the operation, maintenance, or construction of a home.	<b>House</b>	
6	<b>Section 6.</b> (s. 320.02, F.S.) Replaces reference to State Homes for Veterans Trust Fund with Operations and Maintenance Trust Fund.	<b>House</b>	
7	<b>Section 7.</b> (s. 320.08058, F.S.) Replaces reference to State Homes for Veterans Trust Fund with Operations and Maintenance Trust Fund and expands allowable uses of the funds in the Operations and Maintenance Trust Fund to include supporting program operations that benefit veterans or the operation, maintenance, or construction of a home.	<b>House</b>	
8	<b>Section 8.</b> (s. 320.089, F.S.) Replaces reference to State Homes for Veterans Trust Fund with Operations and Maintenance Trust Fund and expands allowable uses of the funds in the Operations and Maintenance Trust Fund to include supporting program	<b>House</b>	

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	<b>HB 5205</b>	<b>Senate Offer #1</b>	<b>No Senate Companion</b>
	operations that benefit veterans or the operation, maintenance, or construction of a home.		
9	<b>Section 9.</b> (s. 320.0891, F.S.) Corrects cross-reference.	<b>House</b>	
10	<b>Section 10.</b> (s. 322.08, F.S.) Corrects cross-reference.	<b>House</b>	
11	<b>Section 11.</b> Provides an effective date of July 1, 2017.	<b>House</b>	