

Bill No. SB 2012

Barcode 642782

CHAMBER ACTION

Senate

House

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The Committee on Children and Families (Campbell) recommended the following **amendment to amendment** (422942):

Senate Amendment (with title amendment)

On page 1, between lines 17 and 18,

insert:

Section 1. Section 20.197, Florida Statutes, is amended to read:

20.197 Agency for Persons with Disabilities.--There is created the Agency for Persons with Disabilities, housed within the Department of Children and Family Services for administrative purposes only. The agency shall be a separate budget entity not subject to control, supervision, or direction by the Department of Children and Family Services in any manner, including, but not limited to, personnel, purchasing, transactions involving real or personal property, and budgetary matters.

(1) The director of the agency shall be the agency head for all purposes and shall be appointed by the Governor, subject to confirmation by the Senate, and shall serve at the

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1 | pleasure of the Governor. The director shall administer the
 2 | affairs of the agency and establish administrative units as
 3 | needed and may, within available resources, employ assistants,
 4 | professional staff, and other employees as necessary to
 5 | discharge the powers and duties of the agency.

6 | (2) The agency shall include a Division of Budget and
 7 | Planning and a Division of Operations. In addition, and in
 8 | accordance with s. 20.04, the director of the agency may
 9 | recommend establishing additional divisions, bureaus,
 10 | sections, and subsections of the agency in order to promote
 11 | efficient and effective operation of the agency.

12 | ~~(3)(2)~~ The agency is ~~shall be~~ responsible for
 13 | ~~providing the provision of~~ all services provided to persons
 14 | with developmental disabilities under ~~pursuant to~~ chapter 393,
 15 | including the operation of all state institutional programs
 16 | and the programmatic management of Medicaid waivers
 17 | established to provide services to persons with developmental
 18 | disabilities.

19 | ~~(4)(3)~~ The agency shall engage in such other
 20 | administrative activities as are deemed necessary to
 21 | effectively and efficiently address the needs of the agency's
 22 | clients.

23 | ~~(5)(4)~~ The agency shall enter into an interagency
 24 | agreement that delineates the responsibilities of the Agency
 25 | for Health Care Administration for the following:

26 | (a) The terms and execution of contracts with Medicaid
 27 | providers for the provision of services provided through
 28 | Medicaid, including federally approved waiver programs.

29 | (b) The billing, payment, and reconciliation of claims
 30 | for Medicaid services reimbursed by the agency.

31 | (c) The implementation of utilization management

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1 measures, including the prior authorization of services plans
 2 and the streamlining and consolidation of waivers services, to
 3 ensure the cost-effective provision of needed Medicaid
 4 services and to maximize the number of persons with access to
 5 such services.

6 (d) A system of approving each client's plan of care
 7 to ensure that the services on the plan of care are those that
 8 without which the client would require the services of an
 9 intermediate care facility for the developmentally disabled.

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11 (Redesignate subsequent sections.)

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

15 And the title is amended as follows:

16 On page 132, lines 3 and 4, delete those lines

17

18 and insert:

19 An act relating to persons with disabilities;
 20 amending s. 20.197, F.S.; requiring the
 21 director of the Agency for Persons with
 22 Disabilities to be subject to conformation by
 23 the Senate; requiring the agency to create a
 24 Division of Budget and Planning and a Division
 25 of Operations; authorizing the director to
 26 recommend creating additional subdivisions
 27 agency in order to promote efficient and
 28 effective operation of the agency; amending s.
 29 39.001, F.S.,

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