Second Engrossed

2024330e2

1	
1	A bill to be entitled
2	An act relating to behavioral health teaching
3	hospitals; creating part VI of ch. 395, F.S., entitled
4	"Behavioral Health Teaching Hospitals"; creating s.
5	395.901, F.S.; defining terms; providing legislative
6	findings and intent; creating s. 395.902, F.S.;
7	authorizing hospitals to apply for a behavioral health
8	teaching hospital designation beginning on a specified
9	date; specifying criteria a hospital must meet to
10	receive such designation; notwithstanding such
11	criteria, requiring the Agency for Health Care
12	Administration to designate specified existing
13	hospitals as behavioral health teaching hospitals;
14	requiring such hospitals to meet the designation
15	criteria within a specified timeframe; authorizing the
16	agency to designate additional behavioral health
17	teaching hospitals that meet the designation criteria;
18	requiring the agency to award behavioral health
19	teaching hospitals certain funds upon their
20	designation; requiring designated behavioral health
21	teaching hospitals to submit an annual report to the
22	agency and the Department of Children and Families;
23	specifying requirements for the report; providing for
24	expiration and renewal of behavioral health teaching
25	hospital designations; authorizing the agency to deny,
26	revoke, or suspend a designation at any time under
27	certain circumstances; authorizing the agency to adopt
28	rules; creating s. 395.903, F.S.; establishing a grant
29	program within the agency for the purpose of funding
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Second Engrossed

2024330e2

30	designated behavioral health teaching hospitals;
31	providing an administrative process to receive,
32	evaluate, and rank applications that request grant
33	funds; authorizing the agency to submit a budget
34	amendment to the Legislature requesting the release of
35	grant funds to make awards; providing a carry forward
36	for a specified period for obligated funds not
37	disbursed in the same year in which the funds were
38	appropriated; authorizing the agency to adopt rules;
39	amending s. 409.909, F.S.; authorizing certain
40	residency positions to be allocated for designated
41	behavioral health teaching hospitals; amending s.
42	1004.44, F.S.; establishing the Florida Center for
43	Behavioral Health Workforce within the Louis de la
44	Parte Florida Mental Health Institute for a specified
45	purpose; specifying the goals and duties of the
46	center; authorizing the center to convene groups to
47	assist in its work; authorizing the center to request,
48	and requiring certain boards to provide, certain
49	information regarding behavioral health professionals
50	licensed or practicing in this state; requiring the
51	center to submit an annual report of certain
52	information to the Governor and the Legislature;
53	requiring the Board of Governors of the State
54	University System and the State Board of Education, in
55	consultation with the center, to adopt certain
56	regulations and rules, as applicable; requiring the
57	Department of Children and Families to contract for a
58	specified study of the state's forensic, voluntary and

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59	involuntary civil commitment, and statewide inpatient
60	psychiatric programs; requiring that the study be
61	completed by a specified date and include specified
62	information and recommendations; providing
63	appropriations; providing effective dates.
64	
65	Be It Enacted by the Legislature of the State of Florida:
66	
67	Section 1. Part VI of chapter 395, Florida Statutes,
68	consisting of ss. 395.901, 395.902, and 395.903, Florida
69	Statutes, is created and entitled "Behavioral Health Teaching
70	Hospitals."
71	Section 2. Section 395.901, Florida Statutes, is created to
72	read:
73	395.901 Definitions; legislative findings and intent
74	(1) DEFINITIONSAs used in this part, the term:
75	(a) "Agency" means the Agency for Health Care
76	Administration.
77	(b) "Behavioral health" means the prevention and treatment
78	of, and recovery from, any substance use disorder, mental health
79	disorder, or co-occurring disorder.
80	(c) "Behavioral health professions" means licensed or
81	certified professionals serving the needs of patients with
82	behavioral health disorders, including, but not limited to,
83	psychiatrists licensed under chapter 458 or chapter 459,
84	psychologists licensed under chapter 490, psychiatric nurses
85	licensed under chapter 464, and social workers, marriage and
86	family therapists, and mental health counselors licensed under
87	<u>chapter 491.</u>
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88	(d) "Behavioral health teaching hospital" means a hospital
89	licensed under this chapter and designated as a behavioral
90	health teaching hospital by the agency under s. 395.902.
91	(e) "Department" means the Department of Children and
92	Families.
93	(2) LEGISLATIVE FINDINGS AND INTENT
94	(a) The Legislature finds that there is a critical shortage
95	of behavioral health professionals and recognizes the urgent
96	need to expand the existing behavioral health workforce, prepare
97	for an aging workforce, incentivize entry into behavioral health
98	professions, and train a modernized workforce in innovative
99	integrated care.
100	(b) The Legislature finds that there is a specific need to
101	support a behavioral health education system that not only
102	trains the next generation of professionals in innovative and
103	integrated care for those with behavioral health needs, but also
104	works to modernize the state's overall behavioral health system
105	<u>of care.</u>
106	(c) The Legislature intends to identify and designate
107	multiple behavioral health teaching hospitals that work to
108	provide the necessary research, education, and services to
109	enhance the state's behavioral health workforce and make that
110	workforce and system of care the national standard.
111	(d) The Legislature intends to create the Florida Center
112	for Behavioral Health Workforce within the Louis de la Parte
113	Florida Mental Health Institute at the University of South
114	Florida to address issues of workforce supply and demand in
115	behavioral health professions, including issues of recruitment,
116	retention, and workforce resources.

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117	(e) The Legislature intends for designated behavioral
118	health teaching hospitals to:
119	1. Conduct state-of-the-art behavioral health research.
120	2. Provide leading-edge education and training in
121	innovative and integrated care for the state's behavioral health
122	workforce.
123	3. Collaborate with other university colleges and schools
124	of medicine, nursing, psychology, social work, public health,
125	and other relevant disciplines to promote and enhance a
126	modernized behavioral health system of care.
127	4. Develop, implement, and promote public-private
128	partnerships throughout this state to support and enhance the
129	intent of this part.
130	5. Partner with the state to provide behavioral health
131	care, address regional and systemwide behavioral health needs,
132	and support the state in providing treatment and care for those
133	whose need and acuity has resulted in the need for long-term
134	voluntary services or involuntary civil commitment.
135	Section 3. Section 395.902, Florida Statutes, is created to
136	read:
137	395.902 Behavioral health teaching hospitals
138	(1) Beginning July 1, 2025, a licensed hospital may apply
139	to the agency for designation as a behavioral health teaching
140	hospital by submitting a form furnished by the agency and
141	providing documentation establishing eligibility.
142	(2) To be designated as a behavioral health teaching
143	hospital, a hospital must meet all of the following criteria:
144	(a) Operate as a teaching hospital as defined in s. 408.07.
145	(b) Offer a psychiatric residency program accredited

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146	through the Residency Review Committee of the Accreditation
147	Council of Graduate Medical Education and offer, or have filed
148	an application for approval to establish, an accredited
149	postdoctoral clinical psychology fellowship program.
150	(c) Provide behavioral health services.
151	(d) Establish and maintain an affiliation with a university
152	in this state with one of the accredited Florida-based medical
153	schools listed under s. 458.3145(1)(i)16., 8., or 10., to
154	create and maintain integrated workforce development programs
155	for students of the university's colleges or schools of
156	medicine, nursing, psychology, social work, or public health
157	related to the entire continuum of behavioral health care,
158	including, at a minimum, screening, therapeutic and supportive
159	services, community outpatient care, crisis stabilization,
160	short-term residential treatment, and long-term care.
161	Notwithstanding paragraphs (4)(b) and (c), a university may
162	affiliate with only one hospital.
163	(e) Develop a plan to create and maintain integrated
164	workforce development programs with the affiliated university's
165	colleges or schools and to supervise clinical care provided by
166	students participating in such programs.
167	(3) A designated behavioral health teaching hospital must:
168	(a) Within 90 days after receiving the designation, develop
169	and maintain a consultation agreement with the Florida Center
170	for Behavioral Health Workforce within the Louis de la Parte
171	Florida Mental Health Institute to establish best practices
172	related to integrated workforce development programs for the
173	behavioral health professions.
174	(b) Collaborate with the department and managing entities

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175	as defined in s. 394.9082(2) to identify gaps in the regional
176	continuum of behavioral health care which are appropriate for
177	the behavioral health teaching hospital to address, either
178	independently or in collaboration with other organizations
179	providing behavioral health services, and which will facilitate
180	implementation of the plan developed under paragraph (2)(e).
181	(c) Within 90 days after receiving the designation, enter
182	into an agreement with the department to provide state treatment
183	facility beds when determined necessary by the department.
184	(d) Provide data related to the hospital's integrated
185	workforce development programs and the services provided by the
186	hospital to the agency, the department, and the Office of
187	Reimagining Education and Career Help created under s. 14.36, as
188	determined by the agency, department, or the office.
189	(4) Notwithstanding subsections (1) and (2), within 30 days
190	after this act becomes a law, the agency shall designate the
191	following hospitals as behavioral health teaching hospitals:
192	(a) Tampa General Hospital, in affiliation with the
193	University of South Florida.
194	(b) UF Health Shands Hospital, in affiliation with the
195	University of Florida.
196	(c) UF Health Jacksonville, in affiliation with the
197	University of Florida.
198	(d) Jackson Memorial Hospital, in affiliation with the
199	University of Miami.
200	
201	Within 90 days after receiving the designation, each behavioral
202	health teaching hospital designated under this subsection shall
203	submit documentation to the agency establishing compliance with

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204 the requirements of paragraphs (2)(a)-(d) and submit the plan 205 required by paragraph (2)(e). 206 (5) Beginning July 1, 2025, the agency may designate 207 additional behavioral health teaching hospitals which meet the 208 criteria of subsection (2). 209 (6) Upon designating a behavioral health teaching hospital 210 under this section, the agency shall award the hospital funds as 211 follows: 212 (a) For up to 10 resident positions through the Slots for Doctors Program established in s. 409.909. Notwithstanding that 213 section, the agency shall allocate \$150,000 for each such 214 215 position. (b) Through the Training, Education, and Clinicals in 216 217 Health Funding Program established in s. 409.91256 to offset a portion of the costs of maintaining integrated workforce 218 219 development programs. 220 (7) By December 1 of each year, a designated behavioral 221 health teaching hospital must submit a report to the agency and 222 the department on the designated behavioral health teaching 223 hospital program, including, but not limited to, all of the 224 following: 225 (a) The number of psychiatric residents. 226 (b) The number of postdoctoral clinical psychology fellows. 227 (c) The status and details of the consultation agreement 228 with the Florida Center for Behavioral Health Workforce within 229 the Louis de la Parte Florida Mental Health Institute. 230 (d) The implementation status of the plan required by 231 paragraph (2)(e). (e) Activities, agreements, and accomplishments of the 232

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233	collaboration required by paragraph (3)(b).
234	(f) The number of any facility beds and patients served
235	under paragraph (3)(c).
236	(8) A behavioral health teaching hospital designation is
237	valid for 2 years. To renew the designation, a hospital must
238	submit an application for renewal to the agency on a form
239	established by the agency at least 90 days before the expiration
240	of the designation. The renewal process is subject to the time
241	periods and tolling provisions of s. 120.60. The agency may
242	deny, revoke, or suspend a designation at any time if a
243	behavioral health teaching hospital is not in compliance with
244	the requirements of this section.
245	(9) The agency may adopt rules necessary to implement this
246	section.
247	Section 4. Section 395.903, Florida Statutes, is created to
248	read:
249	395.903 Behavioral Health Teaching Hospital grant program.—
250	(1) There is established within the agency a grant program
251	for the purpose of funding designated behavioral health teaching
252	hospitals, subject to legislative appropriation. Grant funding
253	may be used for operations and expenses and for fixed capital
254	outlay, including, but not limited to, facility renovation and
255	upgrades.
256	(a)1. For the 2024-2025 fiscal year, the agency shall hold
257	a 30-day, open application period beginning November 1, 2024, to
258	accept applications from the behavioral health teaching
259	hospitals designated under s. 395.902(4), in a manner determined
260	by the agency. Applicants must include a detailed spending plan
261	with the application.
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262	2. For the 2025-2026 and 2026-2027 fiscal years, the agency
263	shall hold a 30-day, open application period beginning October 1
264	of each year to accept applications from behavioral health
265	teaching hospitals designated under s. 395.902, in a manner
266	determined by the agency. Applicants must include a detailed
267	spending plan with the application. On or before January 1,
268	2025, and January 1, 2026, hospitals desiring to apply for
269	designation in the next fiscal year shall submit letters of
270	intent to the agency.
271	(b) The agency, in consultation with the department, shall
272	evaluate and rank grant applications based on compliance with s.
273	395.902(2) and the quality of the plan submitted under s.
274	395.902(2)(e) or plan implementation, as applicable, related to
275	achieving the purposes of the behavioral health teaching
276	hospital program. The agency, in consultation with the
277	department, shall make recommendations for grant awards and
278	distribution of available funding for such awards. The agency
279	shall submit the evaluation and grant award recommendations to
280	the President of the Senate and the Speaker of the House of
281	Representatives within 90 days after the open application period
282	<u>closes.</u>
283	(c) Notwithstanding ss. 216.181 and 216.292, the agency may
284	submit budget amendments, subject to the notice, review, and
285	objection procedures under s. 216.177, requesting the release of
286	the funds to make awards. The agency is authorized to submit
287	budget amendments relating to expenses under subsection (1)
288	under the grant program only within the 90 days after the open
289	application period closes.
290	(2) Notwithstanding s. 216.301 and pursuant to s. 216.351,

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291	the balance of any appropriation from the General Revenue Fund
292	for the program which is not disbursed but which is obligated
293	pursuant to contract or committed to be expended by June 30 of
294	the fiscal year for which the funds are appropriated may be
295	carried forward for up to 8 years after the effective date of
296	the original appropriation.
297	(3) The agency may adopt rules necessary to implement this
298	section.
299	Section 5. Effective July 1, 2025, subsection (6) of
300	section 409.909, Florida Statutes, is amended to read:
301	409.909 Statewide Medicaid Residency Program.—
302	(6) The Slots for Doctors Program is established to address
303	the physician workforce shortage by increasing the supply of
304	highly trained physicians through the creation of new resident
305	positions, which will increase access to care and improve health
306	outcomes for Medicaid recipients.
307	(a) Notwithstanding subsection (4), the agency shall
308	annually allocate \$100,000 to hospitals <u>,</u> and qualifying
309	institutions, and behavioral health teaching hospitals
310	designated under s. 395.902, for each newly created resident
311	position that is first filled on or after June 1, 2023, and
312	filled thereafter, and that is accredited by the Accreditation
313	Council for Graduate Medical Education or the Osteopathic
314	Postdoctoral Training Institution in an initial or established
315	accredited training program which is in a physician specialty or
316	subspecialty in a statewide supply-and-demand deficit.
317	(b) This program is designed to generate matching funds

318 under Medicaid and distribute such funds to participating 319 hospitals, and qualifying institutions, and behavioral health

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320	teaching hospitals designated under s. 395.902, on a quarterly
321	basis in each fiscal year for which an appropriation is made.
322	Resident positions created under this subsection are not
323	eligible for concurrent funding pursuant to subsection (1).
324	(c) For purposes of this subsection, physician specialties
325	and subspecialties, both adult and pediatric, in statewide
326	supply-and-demand deficit are those identified as such in the
327	General Appropriations Act.
328	(d) Funds allocated pursuant to this subsection may not be
329	used for resident positions that have previously received
330	funding pursuant to subsection (1).
331	Section 6. Subsections (6) and (7) are added to section
332	1004.44, Florida Statutes, to read:
333	1004.44 Louis de la Parte Florida Mental Health Institute
334	There is established the Louis de la Parte Florida Mental Health
335	Institute within the University of South Florida.
336	(6)(a) There is established within the institute the
337	Florida Center for Behavioral Health Workforce. The purpose of
338	the center is to support an adequate, highly skilled, resilient,
339	and innovative workforce that meets the current and future human
340	resources needs of the state's behavioral health system in order
341	to provide high-quality care, services, and supports to
342	Floridians with, or at risk of developing, behavioral health
343	conditions through original research, policy analysis,
344	evaluation, and development and dissemination of best practices.
345	The goals of the center are, at a minimum, to research the
346	state's current behavioral health workforce and future needs;
347	expand the number of clinicians, professionals, and other
348	workers involved in the behavioral health workforce; and enhance

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349 the skill level and innovativeness of the workforce. The center 350 shall, at a minimum, do all of the following: 351 1. Describe and analyze the current workforce and project 352 possible future workforce demand, especially in critical roles, 353 and develop strategies for addressing any gaps. The center's 354 efforts may include, but need not be limited to, producing a 355 statistically valid biennial analysis of the supply and demand 356 of the behavioral health workforce. 357 2. Expand pathways to behavioral health professions through 358 enhanced educational opportunities and improved faculty 359 development and retention. The center's efforts may include, but 360 need not be limited to: 361 a. Identifying best practices in the academic preparation 362 and continuing education of behavioral health professionals. b. Facilitating and coordinating the development of 363 364 academic-practice partnerships that support behavioral health 365 faculty employment and advancement. 366 c. Developing and implementing innovative projects to 367 support the recruitment, development, and retention of 368 behavioral health educators, faculty, and clinical preceptors. 369 d. Developing distance learning infrastructure for 370 behavioral health education and the evidence-based use of 371 technology, simulation, and distance learning techniques. 372 3. Promote behavioral health professions. The center's 373 efforts may include, but need not be limited to: 374 a. Conducting original research on the factors affecting 375 recruitment, retention, and advancement of the behavioral health 376 workforce, such as designing and implementing a longitudinal 377 study of the state's behavioral health workforce.

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378	b. Developing and implementing innovative projects to
379	support the recruitment, development, and retention of
380	behavioral health workers.
381	(b) The center may:
382	1. Convene groups, including, but not limited to,
383	behavioral health clinicians, professionals, and workers, and
384	employers of such individuals; other health care providers;
385	individuals with behavioral health conditions and their
386	families; business and industry leaders, policymakers, and
387	educators to assist the center in its work; and
388	2. Request from any board as defined in s. 456.001 any
389	information held by the board regarding a behavioral health
390	professional licensed in this state or holding a multistate
391	license pursuant to a professional multistate licensure compact
392	or information reported to the board by employers of such
393	behavioral health professionals, other than personal identifying
394	information. The boards must provide such information to the
395	center upon request.
396	(c) By January 10 of each year, the center shall submit a
397	report to the Governor, the President of the Senate, and the
398	Speaker of the House of Representatives providing details of its
399	activities during the preceding calendar year in pursuit of its
400	goals and in the execution of its duties under paragraph (a).
401	The report submitted in 2025 must include an initial statewide
402	strategic plan for meeting the goals in subsection (6), which
403	must be updated in each subsequent report.
404	(7) The Board of Governors and the State Board of
405	Education, in consultation with the center, shall expeditiously
406	adopt any necessary regulations and rules, as applicable, to

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407	allow the center to perform its responsibilities under
408	subsection (6) as soon as practicable.
409	Section 7. Effective upon this act becoming a law, the
410	Department of Children and Families must contract for a detailed
411	study of capacity for inpatient treatment services for adults
412	with serious mental illness and children with serious emotional
413	disturbance or psychosis in this state's forensic inpatient,
414	safety-net voluntary and involuntary civil inpatient placement,
415	and Medicaid statewide inpatient psychiatric programs. The study
416	must include analyses of current capacity, current and projected
417	future demand, and the state's current and projected future
418	ability to meet that demand, and must include recommendations
419	for enhancing the availability of inpatient treatment services
420	and for providing alternatives to such services. The study must
421	be completed by January 31, 2025, and must include, at a
422	minimum, all of the following:
423	(1) By facility and by program type, the current number and
424	allocation of beds for inpatient treatment, the number of
425	individuals admitted and discharged annually, and the lengths of
426	stays.
427	(2) By department region, the current number and allocation
428	of beds in receiving, treatment, and state treatment facilities
429	and residential treatment centers for children and adolescents
430	for inpatient treatment between forensic and civil placements,
431	the number of individuals admitted and discharged annually, the
432	types and frequency of diagnoses, and the lengths of stays.
433	(3) By department region, the current and projected future
434	demand for civil and forensic inpatient placements at receiving,
435	treatment, and state treatment facilities and residential

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436	treatment centers for children and adolescents, any gaps in
437	current and projected future availability of these services
438	compared to current and projected future service demand, and the
439	number of inpatient beds needed by facility type and placement
440	type to meet current and projected future demand.
441	(4) By agency region, the number of individuals admitted
442	and discharged annually, the types and frequency of diagnoses,
443	and the lengths of stays for Medicaid statewide inpatient
444	psychiatric program services, the current and projected future
445	demand for these services, any gaps in current and projected
446	future availability of these services compared to current and
447	projected future service demand, and the number of inpatient
448	beds needed by facility type to meet current and projected
449	future demand.
450	(5) Policy recommendations for ensuring sufficient bed
451	capacity for inpatient treatment at treatment facilities, state
452	treatment facilities, or receiving facilities, or at residential
453	treatment centers for children and adolescents, and for
454	enhancing services that could prevent the need for involuntary
455	inpatient placements.
456	(6) A gap analysis as recommended by the Commission on
457	Mental Health and Substance Use Disorder in the annual interim
458	report dated January 1, 2024.
459	Section 8. For the 2024-2025 fiscal year, the sum of $\$5$
460	million in recurring funds from the General Revenue Fund is
461	appropriated to the Louis de la Parte Florida Mental Health
462	Institute for the operation of the Florida Center for Behavioral
463	Health Workforce as created by this act.
464	Section 9. For the 2024-2025 fiscal year, the sums of

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465	\$2,557,800 in recurring funds from the General Revenue Fund and
466	\$3,442,200 in recurring funds from the Medical Care Trust Fund
467	are appropriated to the Agency for Health Care Administration
468	for the Slots for Doctors Program established in s. 409.909,
469	Florida Statutes, for up to 10 newly created resident positions
470	for each designated behavioral health teaching hospital
471	designated under s. 395.902(4), Florida Statutes, as created by
472	this act. Notwithstanding s. 409.909, Florida Statutes, the
473	agency shall allocate \$150,000 for each newly created position.
474	Section 10. For the 2024-2025 fiscal year, the sum of $\$2$
475	million in recurring funds from the General Revenue Fund is
476	appropriated to the Agency for Health Care Administration to
477	implement the Training, Education, and Clinicals in Health
478	(TEACH) Funding Program established in s. 409.91256, Florida
479	Statutes, as created by SB 7016, 2024 Regular Session.
480	Notwithstanding s. 409.91256(5)(b), Florida Statutes, as created
481	by SB 7016, 2024 Regular Session, the funds appropriated under
482	this section shall be equally distributed to the behavioral
483	health teaching hospitals designated under s. 395.902(4),
484	Florida Statutes, as created by this act.
485	Section 11. For the 2024-2025 fiscal year, the nonrecurring
486	sum of \$300 million from the General Revenue Fund is
487	appropriated to the Agency for Health Care Administration for
488	the behavioral health teaching hospital grant program as created
489	in s. 395.903, Florida Statutes. Grant funds shall be awarded
490	over a 3-year period. Notwithstanding s. 216.301, Florida
491	Statutes, and pursuant to s. 216.351, Florida Statutes, funds
492	appropriated for this purpose which are not disbursed by June 30
493	shall be carried forward for up to 8 years after the effective

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494	date of the original appropriation.
495	(1) For the 2024-2025 fiscal year, the Agency for Health
496	Care Administration is authorized to award grants in an amount
497	not to exceed \$100 million to the behavioral health teaching
498	hospitals designated under s. 395.902(4), Florida Statutes, as
499	created by this act.
500	(2) For the 2025-2026 fiscal year, the Agency for Health
501	Care Administration is authorized to award grants in an amount
502	not to exceed \$100 million to behavioral health teaching
503	hospitals designated under s. 395.902, Florida Statutes, as
504	created by this act.
505	(3) For the 2026-2027 fiscal year, the Agency for Health
506	Care Administration is authorized to award grants up to the
507	amount of the original appropriation which has not yet been
508	awarded as of June 30, 2026, to behavioral health teaching
509	hospitals designated under s. 395.902, Florida Statutes, as
510	created by this act.
511	Section 12. Except as otherwise expressly provided in this
512	act and except for this section, which shall take effect upon
513	this act becoming a law, this act shall take effect July 1,
514	2024.

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