



**LEGISLATIVE
BUDGET
COMMISSION**

**Committee Meeting Packet
for
Thursday, October 23, 2003**

**(Please bring this packet to the committee meeting.
Duplicate materials will not be available.)**

LEGISLATIVE BUDGET COMMISSION AGENDA
October 23, 2003
2:00 – 5:00 pm
Room 212, Knott Building

Members:

Representative Bruce Kyle	Senator Ken Pruitt
Representative Gus Bilirakis	Senator Lisa Carlton
Representative Frederick Brummer	Senator Dennis Jones
Representative Wilbert “Tee” Holloway	Senator Ron Klein
Representative Sandra Murman	Senator Tom Lee
Representative David Simmons	Senator Lesley Miller
Representative Leslie Waters	Senator Rod Smith

- I. Consideration of the following budget amendments:
- A. EOG B0222 – Department of Education
 - B. EOG B0058 – Fish and Wildlife Conservation Commission
 - C. EOG B0096 – Department of Agriculture and Consumer Services
 - D. EOG B0105 – Department of Agriculture and Consumer Services
 - E. EOG B0101 – Department of Corrections
 - F. EOG B0102 – Agency for Workforce Innovation
 - G. EOG B0103 – Agency for Workforce Innovation
 - H. EOG B0181 – Department of Financial Services
 - I. EOG B0082 – Department of Community Affairs
 - J. EOG B0178 – Department of Community Affairs
 - K. EOG B0071 – Department of Children and Families
 - L. EOG B0107 – Department of Children and Families
 - M. EOG B0109 – Department of Children and Families
 - N. EOG B0111 – Department of Children and Families
 - O. EOG B0123 – Agency for Health Care Administration
 - P. EOG B0127 – Agency for Health Care Administration
 - Q. EOG B0218 – Agency for Health Care Administration
 - R. EOG W0030 – Department of Transportation

Budget amendments will be taken in order as determined by the Chair.

- II. Consideration of Agency Spending Plan

Medicaid Alzheimer’s Home and Community Based Services Waiver

- III. Technology Review Workgroup Recommendations and Reports

Department: Education

EOG Number: B0222

Problem Statement: On March 12, 2003, the Department of Lottery selected one ticket from the Lotto drawing that had a cash value of approximately \$30.1 million. The time period to claim that prize expired on September 8, 2003.

The Department of Lottery has indicated an intent to transfer approximately \$30.1 million of unclaimed prize money from the Department's Administrative Trust Fund to the Educational Enhancement Trust Fund.

The Department of Education lacks sufficient budget authority in the Educational Enhancement Trust Fund to expend those funds associated with the unclaimed prize money.

Agency Request: Provide additional budget authority and release of funds in the Grants and Aids - District Lottery and School Recognition Program category of the State Grants/K-12 Program - Florida Educational Finance Program budget entity. These funds are to be used for discretionary enhancements, as determined by the school districts. Fifty percent (50%) release is requested to provide for 1/12 release each month of the first two quarters, beginning July 1, 2003, to comply with the current scheduled release allocations.

Governor's Recommendation: Recommend approval of \$30,147,197 in additional budget authority and \$15,073,970 in release in the Florida Education Finance Program for discretionary enhancement purposes.

Commission Staff Comments:

SENATE: Pending.

HOUSE: Pending.

Senate Subcommittee: Subcommittee on Education

Senate Analyst: Mark Armstrong

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House Subcommittee: Education Appropriations Subcommittee

House Analyst: Kathy Mizereck

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Line Item No.	Budget Entity / Fund / Appropriation Category Title		REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
LAS/PBS Account Number		CF	Appropriation	Appropriation	Appropriation
EDUCATION					
4	<p>PUBLIC SCHOOLS, DIVISION OF Program: State Grants/K-12 Program - FEFP <u>Educational Enhancement Trust Fund</u> 48250300-050570-00-2178</p>		30,147,941	30,147,941	

Department: Fish and Wildlife Conservation Commission

EOG Number: B0058

Problem Statement: The market for fresh Florida shrimp has been affected by the ready availability of less costly shrimp from foreign producers. In addition, domestic shrimp prices are down 40% to a six-year low, and food shrimp landings have declined over 50% in the last five years. U.S. Congress passed an Omnibus Bill (section 501) in March 2003, which provides \$17.5 million each to the South Atlantic and Gulf food shrimp fisheries via a U.S. Department of Commerce/National Oceanic and Atmospheric Administration (NOAA) grant award. Funds were apportioned to states in each region based on their respective levels of participation in the fisheries, expressed as a percentage of the reported regional landings. Florida received a percentage of each apportionment: 32.15%, or \$5,626,780, of the South Atlantic apportionment and 6.13%, or \$1,072,006, of the Gulf's apportionment, for a total of \$6,698,786. State match is not required as a condition for receipt of these funds, and all funds are available upon execution of the grant agreement. Congressional intent is for the intended recipients to receive relief as soon as possible; many are on the brink of financial failure and cannot wait for the 2004 Legislature to consider these funds as part of the Commission's annual legislative budget request.

NOAA notified the states that the federal funds were available on March 12, 2003. The Division of Marine Fisheries initiated discussions on March 25, 2003 with participants in the food shrimp fishery, which led to a meeting with representative shrimpers, wholesale dealers, and interested parties. From this meeting, an oversight committee of seven members was established to develop guidelines for distribution of the funds. Membership on the committee included representation from the Biscayne Bay Wing Net Shrimpers Association, Florida Fishermen's Federation, Organized Fishermen of Florida, Southeastern Fisheries Association, Southern Shrimp Alliance, shrimp wholesale dealerships, and shrimpers (east and west coast), and representatives from the Governor's Office. The committee reached general agreement on guidelines for distribution of grant funds at a meeting on April 8, 2003. These guidelines are summarized as follows: 2% (\$21,440) of funds apportioned to the Gulf coast will be used to reward compliance with bycatch reduction/turtle excluder device regulations as required by Congress; the remaining funds available (\$6,677,346) are combined and 5% or less (\$333,867) is for administrative costs leaving an available balance of \$6,343,479 for distribution as follows: 75% (\$4,757,609) will be distributed to eligible food shrimpers, 5% (\$317,174) to eligible wholesale dealers, and 20% (\$1,268,696) goes to DACS for a promotional campaign.

Agency Request: Interim budget action is necessary in order for the division to implement the federal grant, which provides financial assistance to the South Atlantic and Gulf food shrimp fishers and saltwater products wholesale dealers in the food shrimp industry. Implementation of the grant will include: 1) contacting eligible fishers and wholesale dealers; 2) establishing financial assistance awards based on criteria defined in the grant agreement; 3) contracting with a vendor to issue the financial assistance awards in order to expedite payment to individual fishers and wholesale dealers; 4) ensuring minimal administrative costs; 5) contracting the Florida Department of Agriculture and Consumer Services (DACS) to develop and conduct a campaign to promote fresh Florida shrimp; and 6) project and fiscal oversight.

Of the total grant amount available, \$6,430,305 of spending authority is requested for the Marine Resources Conservation Trust for FY 2003-04 and release of 100% is needed in order to encumber all contractual agreements, distribute over \$1 million to DACS in October and provide almost \$5,100,000 in payments to the fishermen during the second quarter. Of the amount available to DACS, \$1,000,215 will be distributed in FY 2003-04 and the remaining \$268,481 will be distributed in Fiscal Years 2004-05 and 2005-06.

Governor's Recommendation: Recommend approval to increase budget authority by \$6,430,305 in the Marine Resources Conservation Trust Fund for fishery disaster assistance for the Florida shrimp industry. Funding is provided by a federal grant from the National Oceanic and Atmospheric Administration (NOAA).

Commission Staff Comments:

SENATE: Recommend approval by the Legislative Budget Commission as recommended by the Governor's Office.
HOUSE: Pending.

Senate Subcommittee: General Government
Senate Analyst: Jane Hayes
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House Subcommittee: Agriculture & Environment
House Analyst: Diane Sneed
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Line Item No.	Budget Entity / Fund / Appropriation Category Title		REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
LAS/PBS Account Number		CF	Appropriation	Appropriation	Appropriation
FISH AND WILDLIFE CONSERVATION COMMISSION					
N/A	<p><u>Marine Fisheries Management</u> Marine Resources Conservation Trust Fund Federal Fisheries Disaster Assistance Programs - 77500100-107880-00-2467</p>		6,430,305	6,430,305	

Department: Agriculture and Consumer Services

EOG Number: B0096

Problem Statement: The Florida Department of Agriculture and Consumer Services (DACS), Division of Marketing and Development needs spending authority for fishery disaster assistance federal funds, appropriated by the U.S. Congress, to the Fish and Wildlife Conservation Commission (FWCC) to assist the Florida shrimp industry. The domestic shrimp industry has suffered severely from less costly shrimp from foreign countries. Domestic shrimp prices have dropped over 50% in the last 5 years. FWCC has drawn up a contractual agreement with DACS to develop and launch a multi-media campaign to increase demand for Florida shrimp, thereby improving the long-term economic outlook for the shrimp industry.

The department will receive \$1,268,696 from FWCC to launch a three-year marketing campaign to promote Florida shrimp. The department plans to expend \$1,000,215 in the current fiscal year and \$268,481 during Fiscal Years 2004-05 and 2005-06. The Division of Marketing and Development has current spending authority for grants, of which \$300,215 will be used for the campaign. In order to cover first-year campaign costs, an additional \$700,000 of spending authority is needed.

The funds will be used for a multi-media marketing campaign to increase public demand for fresh Florida shrimp. The campaign will target wholesale dealers, retailers, restaurants, as well as the ultimate consumer. It will consist of television commercials, billboards, magazine/trade advertising, partnerships with retail and restaurant establishments, special consumer and industry events and a website.

Agency Request: The department requests an additional \$700,000 of budget authority for the Contracts and Grants Trust Fund to initiate the marketing campaign.

Governor's Recommendation: Recommend approval to increase budget authority by \$700,000 in the Contracts and Grants Trust Fund for a multi-media marketing campaign for the Florida shrimp industry funded by a federal grant from the National Oceanic and Atmospheric Administration (NOAA).

Commission Staff Comments:

SENATE: Recommend approval by the Legislative Budget Commission as recommended by the Governor's Office.

HOUSE: Pending.

Senate Subcommittee: General Government
Senate Analyst: Sandra Blizzard
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House Subcommittee: Agriculture & Environment
House Analyst: Diane Sneed
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Line Item No.	Budget Entity / Fund / Appropriation Category Title		REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
	LAS/PBS Account Number	CF	Appropriation	Appropriation	Appropriation
DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES					
N/A	<p><u>Agricultural Economic Development /</u> <u>Agricultural Products Marketing</u></p> <p>Contracts and Grants Trust Fund</p> <p>Special Category - Special Seafood Promotional Programs</p> <p>42170200-100011-00-2133</p>		700,000	700,000	

Department: Agriculture & Consumer Services

EOG Number: B0105

Problem Statement: Spending authority of \$10 million was appropriated for citrus canker eradication in the Department of Agriculture and Consumer Services (DACS) Contracts and Grants Trust Fund for the current fiscal year. The department received \$10.2 million in federal matching funds from the U.S. Department of Agriculture (USDA) in accordance with Cooperative Agreement # 03-8312-0145-CA. Additional spending authority in the amount of \$200,000 is needed to spend the additional funds. The funding, along with available revenue generated in the Agricultural Emergency Eradication Trust Fund, will fund the program through October 29, 2003.

A cash balance of \$444,536 has accumulated in the Agricultural Emergency Eradication Trust Fund from previous years. Additional spending authority is requested to expend these funds on citrus canker eradication. Additional funding will be needed to run the citrus canker eradication program for the remainder of the fiscal year. The department anticipates receiving another \$17,535,464 in federal funds from the USDA to continue the citrus canker eradication program through June 30, 2004. Since the current level of funding will be expended by October 29, 2003, it is necessary to obtain additional Contracts and Grants Trust Fund spending authority.

Agency Request: The department requests additional spending authority of \$17,735,464 for the Contracts and Grants Trust Fund to enable federal matching funds received and expected to be expended for citrus canker eradication. Of this amount, \$200,000 represents the difference between the federal funds received to date (\$10.2 million) and the current year appropriation (\$10 million) and \$17,535,464 represents the amount of federal funds the department expects to receive from the USDA during the remaining three quarters of the fiscal year. This request is based on the department's pursuit of a new cooperative agreement with USDA projected to result in federal funds of \$17,535,464. The amount represents what has been historically approximately half of the funds appropriated by Congress for citrus canker eradication. This year that appropriation is between \$30.9 million and \$34.9 million for the period October 1, 2003 through June 30, 2004. In addition, the department requests spending authority of \$444,536 to expend the cash balance that has accrued to date in the Agricultural Emergency Eradication Trust Fund.

Without the additional spending authority, the department will not have sufficient spending authority to continue to pay employees working on the citrus canker eradication effort and will be in violation of the cooperative agreements.

Governor's Recommendation: Recommend approval to increase budget authority in the Contracts and Grants Trust Fund by \$17,535,464 and budget authority in the Agricultural Emergency Eradication Trust Fund by \$444,536 to enable the department to utilize USDA grant funds received and anticipated for this fiscal year and the department's trust fund cash balance for the citrus canker eradication program.

Commission Staff Comments:

SENATE: Recommend approval by the Legislative Budget Commission as recommended by the Governor's Office.

HOUSE: Pending.

Senate Subcommittee: General Government

Senate Analyst: Sandra Blizzard

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House Subcommittee: Agriculture & Environment

House Analyst: Diane Sneed

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Line Item No.	Budget Entity / Fund / Appropriation Category Title LAS/PBS Account Number	CF	REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
			Appropriation	Appropriation	Appropriation
AGRICULTURE & CONSUMER SERVICES					
	<u>Agricultural Economic Development / Plant, Pest and Disease Control</u>				
1394A	Contracts and Grants Trust Fund Citrus Canker Eradication Program 42170600-100443-00-2133		200,000		
1394A	Citrus Canker Eradication Program 42170600-100443-00-2133		17,535,464	17,735,464	
1394A	Agricultural Emergency Eradication Trust Fund Citrus Canker Eradication Program 42170600-100443-00-2360		444,536	444,536	

Department: Corrections

EOG Number: B0101

Problem Statement: The General Appropriations Act contained certain reductions in the Department budget totaling \$22,120,248. These reductions were comprised of 4 reduction issues. A reduction in human resource funding associated with the outsourcing of personnel functions equaling \$2,248,259; a reduction of \$9,178,764 associated with a reduction in programs; a reduction of \$2,682,222 associated with transition positions for specified release programs and \$8,011,003 for an efficiency reduction.

The General Appropriations Act also contained proviso stating that "subject to all applicable provisions of Chapter 216, F.S., the Department of Corrections may transfer funds, positions and salary rate among budget entities and programs within Specific Appropriations 628 through 805 if necessary to ensure public safety and avoid adversely affecting current employees due to the elimination of vacant positions and other approved reductions."

Agency Request: In accordance with the proviso, this amendment redistributes the efficiency reduction, with the greatest emphasis on redistributing the reduction in the security program and applying efficiencies in the education and transition entities. The reductions taken in these areas did not reduce the level of service delivery of these programs and are therefore distinct from the program reductions which were implemented as provided by the Legislature. This amendment redistributes \$4,038,182 between budget entities and categories.

The department is directing more of the Correctional Facility Maintenance and Repair budget into covering increased utility costs and has less available for regular maintenance and repairs.

Governor's Recommendation: Recommend approval to transfer \$4,038,182 in General Revenue appropriations between budget entities and appropriation categories pursuant to proviso language preceding Specific Appropriation 628 in the FY 2003-04 General Appropriations Act.

Commission Staff Comments:

SENATE: Pending.
HOUSE: Pending.

Senate Subcommittee: Criminal Justice
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House Subcommittee: Public Safety
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Line Item No.	Budget Entity / Fund / Appropriation Category Title		REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
	LAS/PBS Account Number	CF	Appropriation	Appropriation	Appropriation
DEPARTMENT OF CORRECTIONS					
Program: Administration Business Service Centers					
<u>General Revenue</u>					
628	Salaries and Benefits 70010100-010000-00-1000		498,815	498,815	
629	Expenses 70010100-040000-00-1000		45,675	45,675	
Executive Direction & Support					
<u>General Revenue</u>					
631	Salaries and Benefits 70010200-010000-00-1000		(539,628)	(539,628)	
633	Expenses 70010200-040000-00-1000		108,449	108,449	
Information Technology					
<u>General Revenue</u>					
641	Salaries and Benefits 70010400-010000-00-1000		24,478	24,478	

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			Appropriation	Appropriation	Appropriation
DEPARTMENT OF CORRECTIONS					
Program: Security & Operational Oper. Adult Male Custody Operations					
<u>General Revenue</u>					
643	Salaries and Benefits 70031100-010000-00-1000		(238,457)	(238,457)	
Specialty Correctional Institution Operations					
<u>General Revenue</u>					
686	Salaries and Benefits 70031400-010000-00-1000		(50,556)	(50,556)	
Public Service Worksquads & Work Release					
<u>General Revenue</u>					
703	Salaries and Benefits 70031600-010000-00-1000		(85,300)	(85,300)	
Offender Management & Control					
<u>General Revenue</u>					
718	Salaries and Benefits 70031800-010000-00-1000		650,775	650,775	
720	Expenses 70031800-040000-00-1000		73,887	73,887	
Executive Direction & Support Services					
<u>General Revenue</u>					
724	Salaries and Benefits 70031900-010000-00-1000		315,246	315,246	
726	Expenses 70031900-040000-00-1000		189,617	189,617	
Correctional Facilities Maintenance & Repair					
<u>General Revenue</u>					
729	Salaries and Benefits 70032000-010000-00-1000		558,383	558,383	

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			Appropriation	Appropriation	Appropriation
DEPARTMENT OF CORRECTIONS					
730	Expenses 70032000-040000-00-1000		1,278,987	1,278,987	
Information Technology					
General Revenue					
733	Salaries and Benefits 70032100-010000-00-1000		(58,990)	(58,990)	
735	Expenses 70032100-040000-00-1000		(85,138)	(85,138)	
Program: Community Corrections					
Probation Supervision					
General Revenue					
740	Salaries and Benefits 70051000-010000-00-1000		(378,187)	(378,187)	
Drug Offender Probation Supervision					
General Revenue					
747	Expenses 70051100-040000-00-1000		12,977	12,977	
Community Control Supervision					
General Revenue					
754	Expenses 70052000-040000-00-1000		45,051	45,051	
Post Prison Release Supervision					
General Revenue					
758	Expenses 70053000-040000-00-1000		60,014	60,014	
Adult Substance Abuse Prevention, Eval. & Trmt.					
General Revenue					
760	Expenses 70054000-040000-00-1000		38,591	38,591	

Line Item No.	Budget Entity / Fund / Appropriation Category Title LAS/PBS Account Number	REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
		CF	Appropriation	Appropriation
DEPARTMENT OF CORRECTIONS				
	Offender Mgmt. And Control			
	General Revenue			
764	Salaries and Benefits 70055000-010000-00-1000	(43,260)	(43,260)	
766	Expenses 70055000-040000-00-1000	5,460	5,460	
	Information Technology			
	General Revenue			
767	Salaries and Benefits 70055100-010000-00-1000	(43,741)	(43,741)	
	Community Facility Operations			
	General Revenue			
772	Expenses 70056000-040000-00-1000	3,534	3,534	
773	Food Products 70056000-070000-00-1000	(257,926)	(257,926)	
	Program: Health Services			
	Inmate Health Services			
	General Revenue			
775	Salaries and Benefits 70251000-010000-00-1000	(224,485)	(224,485)	
	Program: Education and Programs			
	Adult Substance Abuse Prevention, Evaluation and Treatment Services			
	General Revenue			
790	Salaries and Benefits 70450100-010000-00-1000	30,914	30,914	
792	Expenses 70450100-040000-00-1000	1,329	1,329	

Line Item No.	Budget Entity / Fund / Appropriation Category Title LAS/PBS Account Number	CF	REQUESTED BY AGENCY Appropriation	RECOMMENDED BY GOVERNOR Appropriation	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION Appropriation
DEPARTMENT OF CORRECTIONS					
Basic Education Skills					
<u>General Revenue</u>					
795	Salaries and Benefits 70450200-010000-00-1000		(1,169,632)	(1,169,632)	
797	Expenses 70450200-040000-00-1000		(26,471)	(26,471)	
Adult Offender Transition, Rehabilitation and Support					
<u>General Revenue</u>					
802	Salaries and Benefits 70450300-010000-00-1000		(806,554)	(806,554)	
803	Other Personal Services 70450300-030000-00-1000		96,000	96,000	
804	Expenses 70450300-040000-00-1000		(29,857)	(29,857)	

Department: Agency for Workforce Innovation

EOG Number: B0102

Problem Statement: The FY 2003-04 General Appropriations Act included proviso language to give the Agency for Workforce Innovation (AWI) flexibility to transfer to the Regional Workforce Boards (RWBs) workforce services and programs that are currently provided by AWI employees working in the One Stop Career Centers operated by the RWBs. The proviso language directs AWI to only transfer services and programs that would be more effectively and efficiently delivered directly by the RWBs and only if federal law permits the transfer. The agency has identified the Unemployment Compensation (UC) Services and the Food Stamp Employment and Training (FSET) Program (100% federally funded) to be transferred to the RWBs. Transferring complete ownership of these programs will localize decision making and control, further integrate the delivery of services in the One Stop Career Centers, and reduce the number of state level employees – giving the boards the option to contract out for service delivery or hire staff and provide services directly at the local level.

Agency Request:

This budget amendment requests the transfer of \$1,838,723 from Salaries and Benefits and \$440,926 from Other Personal Services appropriation categories to the Grants & Aids – Workforce Services appropriation category for the support of the Unemployment Compensation Services and the Food Stamp Employment and Training (FSET) Program to be administered by the Regional Workforce Boards. This amendment also requests to place \$553,285 of Salaries and Benefits budget authority into unbudgeted reserve.

This amendment also requests that 100 full time equivalent (FTE) positions and associated rate be placed in EOG reserve.

Governor's Recommendation: Recommend approval to transfer \$2,279,649 from the Employment Security Administration Trust Fund from Salaries and Benefits and Other Personal Services to Grants and Aids/Workforce Services and to place 100 positions and \$2,510,701 salary rate in reserve to accommodate the transfer of administration and delivery of services in One Stop Centers to the Regional Workforce Boards, pursuant to proviso language preceding Specific Appropriation 1973 in the FY 2003-04 General Appropriations Act. Also recommend approval to place \$553,285 of Salaries and Benefits budget authority into unbudgeted reserve.

Commission Staff Comments:

SENATE: Recommend approval by the Legislative Budget Commission as recommended by the Governor's Office.

HOUSE: Pending.

Senate Subcommittee: Transportation and Economic Development

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House Subcommittee: Transportation and Economic Development Appropriations

House Analyst: Loretta Jones Darity

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Line Item No.	Budget Entity / Fund / Appropriation Category Title LAS/PBS Account Number	CF	REQUESTED BY AGENCY		RECOMMENDED BY GOVERNOR		APPROVED BY THE LEGISLATIVE BUDGET COMMISSION	
			Appropriation	Reserve	Appropriation	Reserve	Appropriation	Reserve
AGENCY FOR WORKFORCE INNOVATION								
	<u>Program Support</u>							
	Employment Security Administration Trust Fund							
	Positions		(100.0)		(100.0)			
	Salary Rate		(2,510,701)		(2,510,701)			
1973	Salaries and Benefits 75200100-010000-00-2195		(1,838,723)	553,285	(1,838,723)	553,285		
1974	Other Personal Services 75200100-030000-00-2195		(440,926)		(440,926)			
1979B	Grants and Aids - Workforce Services 75200100-100783-00-2195		2,279,649		2,279,649			

Department: Agency for Workforce Innovation

EOG Number: B0103

Problem Statement: In February 2003, the Agency for Workforce Innovation (AWI) submitted a grant proposal to the United States Department of Labor (USDOL) requesting additional National Emergency Grant (NEG) funds to provide employment and training services to dislocated workers eligible for services under either the Trade Adjustment Assistance (TAA) program, the North American Free Trade Agreement - Trade Adjustment Assistance (NAFTA-TAA) program or the Workforce Investment Act (WIA).

The 2003-04 General Appropriations Act appropriated \$4.5 million for this grant, referred to as the “WIA/NEG Dual Enrollment Grant”. In June 2003, the USDOL informed the Agency that an additional \$1,853,858 was approved for this grant, and Florida was awarded up to an additional \$5 million. Additionally, AWI received a \$450,000 grant from USDOL to establish a pilot program in several Regional Workforce Boards that will provide enhanced staff training that focuses on improving services provided to persons with disabilities at One Stop Career Centers (referred to as the “Disability Program Navigator Training” pilot project).

Therefore, the agency needs additional operating budget authority to be able to spend the federal grant funds that have become available since the General Appropriations Act was adopted.

Agency Request: This amendment requests \$6,853,858 in additional operating budget authority in the Grants and Aids – Regional Workforce Boards category with release of \$1,853,858 and \$450,000 in the Grants and Aids – WIA – Adult Allocation category. This amendment also requests to place \$5,000,000 into unbudgeted reserve pending receipt of federal funds.

Governor’s Recommendation: Recommend approval to provide \$7,303,858 in additional budget authority in the Employment Security Administration Trust Fund for a National Emergency Grant awarded by the U.S. Department of Labor and an additional grant received for the Disability Program Navigator Training pilot project. Also recommend approval to place \$5,000,000 into unbudgeted reserve pending receipt of federal funds.

Commission Staff Comments:

SENATE: Recommend approval by the Legislative Budget Commission as recommended by the Governor’s Office.

HOUSE: Pending.

Senate Subcommittee: Transportation and Economic Development

Senate Analyst: Cynthia Kelly

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House Subcommittee: Transportation and Economic Development

House Analyst: Loretta Jones Darity

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Line Item No.	Budget Entity / Fund / Appropriation Category Title LAS/PBS Account Number	CF	REQUESTED BY AGENCY		RECOMMENDED BY GOVERNOR		APPROVED BY THE LEGISLATIVE BUDGET COMMISSION	
			Appropriation	Reserve	Appropriation	Reserve	Appropriation	Reserve
AGENCY FOR WORKFORCE INNOVATION								
	<u>Program Support</u> Employment Security Administration TF:							
1979B	Grants and Aids - Workforce Services: 75200100-100783-00-2195		6,853,858	5,000,000	6,853,858	5,000,000		
1986	Grants and Aids - Workforce Investment Act - Adult Allocation 75200100-104006-00-2195		450,000		450,000			

Department: Financial Services

EOG Number: B0181

Problem Statement:

The Department of Community Affairs administers both the federal and state contractually obligated portions of costs related to 14 open federally declared disaster programs in Florida. The most recent review of these open disasters indicates approximately \$53 million in state match will be required for this fiscal year.

The General Appropriations Act for Fiscal Year 2003-04 provided cash in the amount of \$9,676,101 for the state match related to the open disaster events. The currently approved amount of \$9,676,101 for state match is less than the amount projected for one quarter of Fiscal Year 2003-04. Based on the recent survey of the cash needs of local governments and other applicants that are under contract to repair or mitigate damage incurred from past disasters, an additional \$19.9 million will be needed for the first 2 quarters of Fiscal Year 2003-04. In accordance with the authority provided in s. 252.37(2), Florida Statutes, the department is requesting the transfer of cash from the Working Capital Fund to support the budget authority for the state match. Proviso associated with Specific Appropriation 1438A authorizes the department to request additional budget authority relating to FY 2003-2004 state match estimates as requested in budget amendments EOG B0178 and EOG B0082. The transfer of cash provided in this amendment is sufficient to support the state match budget authority provided in both budget amendments EOG B0178 and EOG B0082. Amendment EOG B0082 relates to 13 open disasters which happened prior to Fiscal Year 2003-2004 and amendment EOG B0178 relates to the current year disaster, the Southwest Florida Floods.

Agency Request:

Interim action by the LBC to transfer \$19,921,194 in cash from the Working Capital Fund to the Grants and Donations Trust Fund for the state match portion of the federal FEMA dollars, which will enable the state to continue to make required payments to eligible subgrantees and to administer the Public Assistance Program and the Hazard Mitigation Grant Program. Failure to provide adequate funding may hinder the state in receiving federal disaster funding and delay the completion of local government disaster recovery and mitigation projects. This request covers the state's match portion for the estimated disbursements through the remainder of this calendar year (through December 2003).

Governor's Recommendation: Recommend approval to increase budget authority for the department to transfer \$19,921,194 in Working Capital Funds to the Department of Community Affairs for the state match portion for several major disasters.

Commission Staff Comments:

SENATE: Recommend approval by the Legislative Budget Commission as recommended by the Governor's Office.

HOUSE: Pending.

Senate Subcommittee: Transportation and Economic Development

Senate Analyst: Tom Weaver

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House Subcommittee: Transportation and Economic Development

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Line Item No.	Budget Entity / Fund / Appropriation Category Title		REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
	LAS/PBS Account Number	CF	Appropriation	Appropriation	Appropriation
DEPARTMENT OF FINANCIAL SERVICES					
N/A	<p>Program: Financial Accountability for Public Funds</p> <p>State Financial Information and State Agency Accounting Working Capital Fund Transfer to Department of Community Affairs 43200100-100065-00-3000</p>		19,921,194	19,921,194	

Department: Community Affairs

EOG Number: B0082

Problem Statement:

The Department of Community Affairs (DCA) administers both the federal and state contractually obligated portions of costs related to federally declared disaster programs in Florida. Currently, there are 13 open disasters which occurred prior to FY 2003-2004. Approximately \$421 million in budget authority for federal disaster funding and \$53 million in additional budget authority for state matching funds is needed to pay obligations related to these disasters in FY 2003-2004. The FY 2003-2004 General Appropriations Act contained \$187.9 million in budget authority for federal funds and \$9.7 million in budget authority for state matching funds. Therefore, current budget authority for federal and state obligations is insufficient by \$233 million and \$42 million, respectively. Proviso language following Specific Appropriation 1438A directs DCA to request additional budget authority for the state match through the Legislative Budget Commission if additional resources are needed to meet contractual obligations. This amendment requests additional budget authority for federal funds for the full year (\$233.5 million) and additional budget authority for state funds for the first two quarters (\$19.6 million). The budget authority is requested by disaster event which is necessary to meet the contractual commitments and to maintain the timely processing of requests for reimbursement to eligible sub-grantees throughout the state and for the administration of the programs in FY 2003-2004. The source of cash for the state match portion of the budget authority requested in this amendment is a transfer from the Working Capital Fund pursuant to s. 252.37(2), Florida Statutes. A separate budget amendment (EOG B0181) addresses the approval of this transfer. In addition, budget authority is requested in a separate amendment (EOG B0178) for initial funding for a current year disaster, the Southwest Florida Floods.

Agency Request:

This budget amendment requests additional budget authority in the U. S. Contributions Trust Fund (USCTF) supported with federal funds and additional budget authority in the Grants and Donations Trust Fund (GDTF) supported with state funds in order to continue to make required payments to eligible sub-grantees and to administer the Public Assistance Program and the Hazard Mitigation Grant Program. Failure to provide adequate funding may delay the completion of local government disaster recovery and mitigation projects. This budget amendment also requests the realignment budget authority between various disaster special categories which is necessary due to changes in the timing of expenditures on specific projects for FY 2003-2004 only.

Governor's Recommendation: - Recommend approval of the realignment of budget authority between the various disaster special categories in the USCTF, an increase of budget authority by \$233,528,665 in the USCTF, and an increase of budget authority by \$19,630,311 in the Grants and Donations Trust Fund for the state match portion of federal disaster funding for a range of Florida disaster events.

Commission Staff Comments:

SENATE: Recommend approval by the Legislative Budget Commission as recommended by the Governor's Office.

HOUSE: Pending.

Senate Subcommittee: Transportation and Economic
Development

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House Subcommittee: Transportation and Economic
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Line Item No.	Budget Entity / Fund / Appropriation Category Title LAS/PBS Account Number	CF	REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
			Appropriation	Appropriation	Appropriation
COMMUNITY AFFAIRS					
1438A	DIVISION OF EMERGENCY MANAGEMENT Emergency Recovery Grants & Donations Trust Fund G/A-M/D 99-2000-FLOYD-SO 52600300-102041-00-2339		(774)	(774)	
1438B	G/A-M/D 99-2000-FLOYD-PT 52600300-102042-00-2339		(28,345)	(28,345)	
1438F	G/A-M/D 99-2000-IRENE-SO 52600300-102081-00-2339		65,723	65,723	
1438G	G/A-M/D 99-2000-IRENE-PT 52600300-102082-00-2339		2,409,867	2,409,867	
1438H	G/A-M/D-HELENE/2000-01 OP 52600300-102091-00-2339		5,040	5,040	
1438I	G/A-M/D-HELENE-2000-01-PT 52600300-102092-00-2339		184,766	184,766	
1438J	G/A-M/D-SOUTH FL FLOODS/SO 52600300-102094-00-2339		455,843	455,843	
1438K	G/A-M/D-SOUTH FL FLOODS/PT 52600300-102095-00-2339		16,714,243	16,714,243	

Department: Community Affairs

EOG Number: B0178

Problem Statement:

On June 20th, and continuing for several days, the state was impacted by a tropical disturbance that produced excessive rainfall and caused extensive flooding in Central and Southwestern Florida counties. This event, known as the “Southwest Florida Floods”, primarily affected Citrus, Levy, Manatee, Sarasota, Charlotte, Taylor, Dixie, Hernando, Pasco, Hardy, and DeSoto counties. A number of homes along several rivers were flooded as flood stages crested, and re-crested with continuing rainfall. The majority of the damage resulting from this event was to public infrastructure, including seawalls, roadways, and water control devices.

Due to the magnitude and severity of this event, the Governor issued Executive Order 03-111 declaring a state of emergency in Florida on June 24, 2003, authorizing the availability and use of state resources to assist local communities in response to the impact of the ongoing flooding.

On July 21, 2003, the State of Florida requested a federal disaster declaration for this event, and on July 29, 2003, received a Presidential Disaster Declaration (FEMA-1481-DR). This declaration provides federal assistance at 75% funding under the Public Assistance Grant Program. The Public Assistance Grant Program (PA) funding was made available for the following counties: Citrus, Levy, Manatee, Sarasota, Charlotte, Taylor, Dixie, Hernando, Pasco, Hardy, and DeSoto.

The state also received the Hazard Mitigation Grant Program (HMGP) for the entire state, as allowed by federal regulations. Rule 9G-23, Florida Administrative Code, regulates the distribution of HMGP funding primarily to declared counties first, and for limited statewide projects that directly impact the declared areas, not to exceed five percent of the available HMGP award from the Federal Emergency Management Agency.

Additional budget authority is needed to provide for the pass-through and administration of federal funds provided under the Department of Homeland Security, Federal Emergency Management Agency (FEMA) recovery and mitigation programs, as well as the required state match. The estimated total cost of damages and protective measures for Public Assistance Program funding is \$18,322,383, of which 75% will be funded by FEMA and 25% will be split evenly between state and local governments.

In order to maintain timely processing of reimbursement requests from eligible sub-grantees and for the administration of the program, an additional \$7,250,992 in total budget authority (\$6,960,109 supported with federal funds and \$290,883 supported with a cash transfer from the Working Capital Fund – EOG B0181) is required, which will cover contract obligations through December 2003. Additional states funds will be requested as the need arises. This request provides sufficient budget authority in the U.S. Contributions Trust Fund (USCTF) for the entire fiscal year, which is supported with federal funds.

Agency Request:

This budget amendment requests \$6,960,109 in budget authority in the U.S. Contribution Trust Fund which is supported with federal funds and \$290,883 in budget authority in the Grants and Donations Trust Fund which is supported with state funds to provide for administration, and disaster recovery and mitigation activities through December 2003. Below is a detailed breakdown of the various components.

Public Assistance Grant Program

This authority is requested to pass-through the federal funds provided at the rate of 75% per eligible project to eligible applicants (sub-grantees). The total damages/protective measures estimate for categories A-G under the Public Assistance Program (PA) has been determined to be \$18,322,383; of that amount, 75% will be provided by FEMA and 25% will be split evenly between the state and local governments.

	<u>Estimated Event Total for PA</u>	<u>FY 2003-2004 Budget Amendment Request</u>
Federal	\$13,741,787	\$6,499,728
State:	\$ 2,290,298	\$283,160

Hazard Mitigation Grant Program

Under the Hazard Mitigation Grant Program (HMGP), FEMA makes grants available to eligible applicants to fund cost-effective measures aimed at preventing future damages. The HMGP assists state and local communities in implementing long term hazard mitigation measures following a major disaster declaration. All local HMGP projects will be matched by local (non-state) dollars totaling \$319,497. The state portion provides match for the HMGP funds retained at the state level.

	<u>Estimated Event Total for HMGP</u>	<u>FY 2003-2004 Budget Amendment Request</u>
Federal	\$ 1,030,634	\$257,659
State	\$24,048	\$0

PA and HMGP Administrative Costs (Travel And Overtime)

FEMA recognizes that the state incurs costs to administer these federal awards and therefore, provides the Division of Emergency Management (DEM) additional administrative funds for the federal portion of the PA and HMGP programs. These funds provide for employee overtime and travel in connection with the inspection of all eligible projects. However, this supplement contains no provision for the administration of the non-federal expenditures. In addition to the federal funds, DEM is requesting state funding of \$7,723, which represents 3% of anticipated expenditures and is consistent with previous EOG/Legislative authorization for recent events.

Public Assistance Administrative Costs

	<u>Estimated Event Total</u>	<u>FY 2003-2004 Budget Amendment Request</u>
Federal	\$412,254	\$194,992
State	\$ 68,709	\$7,723

Hazard Mitigation Grant Program Administrative Costs

	<u>Estimated Event Total</u>	<u>FY 2003-2004 Budget Amendment Request</u>
Federal	\$30,919	\$7,730
State	\$ 721	\$0

The total amount requested for this budget amendment is as follows:

U.S. Contributions Trust Fund	\$6,960,109
Grants & Donations Trust Fund	\$290,883
Total	\$7,250,992

Governor's Recommendation: Recommend approval to increase budget authority by \$6,757,387 in the U.S. Contributions Trust Fund, \$283,160 in the Grants and Donations Trust Fund, and \$210,445 for administrative costs in the U.S. Contributions and Grants and Donations Trust Fund for federally declared disaster funding for the Southwest Florida Floods.

Commission Staff Comments:

SENATE: Recommend approval by the Legislative Budget Commission as recommended by the Governor's Office.

HOUSE: Pending.

Senate Subcommittee: Transportation and Economic Development
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House Subcommittee: Transportation and Economic Development
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Line Item No.	Budget Entity / Fund / Appropriation Category Title	LAS/PBS Account Number	REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
			CF	Appropriation	Appropriation
COMMUNITY AFFAIRS					
N/A	DIVISION OF EMERGENCY MANAGEMENT Emergency Recovery <u>U.S. Contributions Trust Fund</u> G/A-M/D SW FL Floods/Public Assistance PT 52600300-102067-00-2750		6,499,728	6,499,728	
N/A	<u>Grants & Donations Trust Fund</u> G/A-M/D SW FL Floods/Public Assistance PT 52600300-102067-00-2339		283,160	283,160	
N/A	<u>U.S. Contributions Trust Fund</u> G/A-M/D SW FL Floods/HMGP 52600300-102068-00-2750		257,659	257,659	
N/A	<u>U.S. Contributions Trust Fund</u> G/A-M/D SW FL Floods/State Operations 52600300-102066-00-2750		202,722	202,722	
N/A	<u>Grants & Donations Trust Fund</u> G/A-M/D SW FL Floods/State Operations 52600300-102066-00-2339		7,723	7,723	

Department: Children and Families

EOG Number: B0071

Problem Statement: For the 2003-2004 Fiscal Year, the Persons with Disabilities Program received a lump sum appropriation, Specific Appropriation 313A, which placed unfunded budget in reserve for federal funding opportunities. Proviso attached to this specific appropriation indicates that the Department of Children and Families is to submit a plan containing documentation of the funding that is available to support the budget authority being requested. The department was awarded the CHAMPS (Citizens Helping to Assess, Maintain, and Provide Supports) grant from the Florida Developmental Disabilities Council in July 2003. The grant ends in June 2004. This grant provides funds for Other Personal Services staff and associated expense to provide a feedback mechanism for people who receive services from the Developmental Disabilities Program. This initiative will identify services and supports that are positively impacting an individual's life as well as reporting health and safety issues or other concerns relating to those individuals receiving services and supports. It is intended to aid the Department self-advocates, advocate groups, family members, providers, and volunteers in collaborating in partnership to enhance a person-centered quality of life.

Agency Request: This action is necessary to provide budget authority to expend the CHAMPS grant award. The department does not have sufficient budget authority in the Grants and Donations Trust Fund in the Other Personal Services and Expense categories to fulfill its obligation under this grant. The request allocates \$50,000 from the Lump Sum Reserve for Federal Funding Opportunities to Other Personal Services (\$31,395) and Expenses (\$18,605). If this action is not approved, the department will be required to return all funds to the Florida Developmental Disabilities Council.

Governor's Recommendation: Recommend approval to allocate \$50,000 from Specific Appropriation 313A lump sum to continue the obligations required under the Developmental Disabilities Council grant award for the CHAMPS program.

Commission Staff Comments:

SENATE: Recommend approval by the Legislative Budget Commission as recommended by the Governor's Office.

HOUSE: Pending.

Senate Subcommittee: Health & Human Services
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House Subcommittee: Human Services
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Line Item	Budget Entity / Fund / Appropriation Category		REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
No.	Title / LAS/PBS Account Number	CF	Appropriation	Appropriation	Appropriation
CHILDREN AND FAMILIES					
PERSONS WITH DISABILITIES PROGRAM MANAGEMENT AND COMPLIANCE					
Grants and Donations Trust Fund					
Lump Sum Reserve for Federal Funding					
313A	Opportunities 60910404-090884-00-2339		(50,000)	(50,000)	
312	Expenses 60910404-040000-00-2339		18,605	18,605	
311	Other Personal Services 60910404-030000-00-2339		31,395	31,395	

Department: Children and Families

EOG Number: B0107

Problem Statement: The Department of Children and Families currently has seven services contracts for the privatization of community-based care services for fourteen counties pursuant to ss.409.1671(1), F.S., and an eighth contract providing services in four additional counties will be established with approval of this amendment. The current appropriation categories are not appropriate for contracting with an outside provider for privatization; therefore, budget authority must be transferred to the correct category (grants and aid-child protection) for contracting with the community-based care lead agencies.

Agency Request: This amendment requests the transfer of \$118,735,095 into grants and aid-child protection from salaries and benefits (\$22,309,248), other personal services (\$1,469,641), expenses (\$4,454,161), adoption services and subsidy (\$19,156,592), family foster care (\$31,820,388), residential group care (\$20,870,858), and emergency shelter care (\$18,654,207).

Governor’s Recommendation: Recommend approval to transfer \$118,735,095 of budget authority between categories in the General Revenue Fund by \$29,729,638; Administrative Trust Fund by \$1,511,825; Tobacco Settlement Trust Fund by \$19,562,062; Federal Grants Trust Fund by \$52,230,898; Operations and Maintenance Trust Fund by \$3,554,710; and Social Services Block Grant Trust Fund by \$12,145,962 to continue contracting with providers for foster care and related services in accordance with section 409.1671(1), Florida Statutes.

Commission Staff Comments:

SENATE: Recommend approval by the Legislative Budget Commission as recommended by the Governor’s Office.
HOUSE: Pending.

Senate Subcommittee: Health & Human Services
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House Subcommittee: Human Services
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Line	Item		REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
No.	Budget Entity / Fund / Appropriation Category Title LAS/PBS Account Number		CF	Appropriation	Appropriation
CHILD PROTECTION AND PERMANENCY					
General Revenue Fund					
265	Salaries and Benefits 60910304 - 010000 - 00 - 1000			(9,101,641)	(9,101,641)
266	Other Personal Services 60910304 - 030000 - 00 - 1000			(443,148)	(443,148)
267	Expenses 60910304 - 040000 - 00 - 1000			(2,300,366)	(2,300,366)
271	Adoption Services and Subsidy 60910304 - 103022 - 00 - 1000			(7,479,043)	(7,479,043)
274	G/A-Family Foster Care 60910304 - 104072 - 00 - 1000			(3,206,794)	(3,206,794)
275	G/A-Residential Group Care 60910304 - 104073 - 00 - 1000			(4,576,265)	(4,576,265)
276	G/A-Emergency Shelter Care 60910304 - 104074 - 00 - 1000			(2,622,381)	(2,622,381)
272	G/A-Child Protection 60910304 - 103034 - 00 - 1000			29,729,638	29,729,638
Administrative Trust Fund					
274	G/A-Family Foster Care 60910304 - 104072 - 00 - 2021			(1,511,825)	(1,511,825)
272	G/A-Child Protection 60910304 - 103034 - 00 - 2021			1,511,825	1,511,825

Line Item	Budget Entity / Fund / Appropriation Category Title		REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
No.	LAS/PBS Account Number	CF	Appropriation	Appropriation	Appropriation
	Operations and Maintenance Trust Fund				
274	G/A-Family Foster Care 60910304 - 104072 - 00 - 2516		(1,689,722)	(1,689,722)	
275	G/A-Residential Group Care 60910304 - 104073 - 00 - 2516		(1,011,071)	(1,011,071)	
276	G/A-Emergency Shelter Care 60910304 - 104074 - 00 - 2516		(853,917)	(853,917)	
272	G/A-Child Protection 60910304 - 103034 - 00 - 2516		3,554,710	3,554,710	
	Tobacco Settlement Trust Fund				
265	Salaries and Benefits 60910304 - 010000 - 00 - 2122		(1,633,821)	(1,633,821)	
266	Other Personal Services 60910304 - 030000 - 00 - 2122		(410,367)	(410,367)	
267	Expenses 60910304 - 040000 - 00 - 2122		(411,236)	(411,236)	
271	Adoption Services and Subsidy 60910304 - 103022 - 00 - 2122		(2,014,589)	(2,014,589)	
274	G/A-Family Foster Care 60910304 - 104072 - 00 - 2122		(6,223,418)	(6,223,418)	
275	G/A-Residential Group Care 60910304 - 104073 - 00 - 2122		(6,043,764)	(6,043,764)	
276	G/A-Emergency Shelter Care 60910304 - 104074 - 00 - 2122		(2,824,867)	(2,824,867)	
272	G/A-Child Protection 60910304 - 103034 - 00 - 2122		19,562,062	19,562,062	

Line Item	Budget Entity / Fund / Appropriation Category Title		REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
No.	LAS/PBS Account Number	CF	Appropriation	Appropriation	Appropriation
	Federal Grants Trust Fund				
265	Salaries and Benefits 60910304 - 010000 - 00 - 2261		(9,929,701)	(9,929,701)	
266	Other Personal Services 60910304 - 030000 - 00 - 2261		(616,126)	(616,126)	
267	Expenses 60910304 - 040000 - 00 - 2261		(1,503,313)	(1,503,313)	
271	Adoption Services and Subsidy 60910304 - 103022 - 00 - 2261		(9,662,960)	(9,662,960)	
274	G/A-Family Foster Care 60910304 - 104072 - 00 - 2261		(14,184,229)	(14,184,229)	
275	G/A-Residential Group Care 60910304 - 104073 - 00 - 2261		(6,096,287)	(6,096,287)	
276	G/A-Emergency Shelter Care 60910304 - 104074 - 00 - 2261		(10,238,282)	(10,238,282)	
272	G/A-Child Protection 60910304 - 103034 - 00 - 2261		52,230,898	52,230,898	
	Social Services Block Grant Trust Fund				
265	Salaries and Benefits 60910304 - 010000 - 00 - 2639		(1,644,085)	(1,644,085)	
267	Expenses 60910304 - 040000 - 00 - 2639		(239,246)	(239,246)	
274	G/A-Family Foster Care 60910304 - 104072 - 00 - 2639		(5,004,400)	(5,004,400)	
275	G/A-Residential Group Care 60910304 - 104073 - 00 - 2639		(3,143,471)	(3,143,471)	
276	G/A-Emergency Shelter Care 60910304 - 104074 - 00 - 2639		(2,114,760)	(2,114,760)	
272	G/A-Child Protection 60910304 - 103034 - 00 - 2639		12,145,962	12,145,962	

Department: Children and Families

EOG Number: B0109

Problem Statement: In January 2003, the Office of Program Policy Analysis and Government Accountability (OPPAGA) published a progress report on the improvements needed in the Department of Children and Families Adult Services Program. In this report, OPPAGA determined that there were Medicaid eligible clients currently enrolled in the Community Care for Disabled Adults (CCDA) Program who could be more effectively served through the Aged and Disabled Adults Waiver. The waiver program is supported by Medicaid dollars whereas the CCDA program is funded 100% by General Revenue. The department has analyzed the clients served in the CCDA program and determined that 159 clients potentially could be transferred into the waiver. The 159 clients were served in the CCDA program at a total cost of \$682,911 in General Revenue. Since the waiver is matched with federal funding, the total General Revenue needed is \$433,916, but this amendment will transfer the total CCDA costs for the 159 clients to the waiver category. The additional \$248,995 will be used to serve additional clients on the Waiver waiting list. Those identified for the Medicaid Waiver are considered the most vulnerable, because of meeting level of care, along with Medicaid eligibility, whereas those receiving CCDA only are marginally being maintained in community-based care. Serving these clients in the waiver program may avoid more expensive nursing home placements.

Agency Request: The department requests the transfer of \$682,911 in General Revenue budget authority from the CCDA category to the Home and Community Based Services Waiver category to allow the department to transfer current Medicaid-eligible CCDA clients to the waiver. An additional \$1,108,566 in Operations and Maintenance Trust Fund budget authority also is requested to accurately reflect costs by activity. If this action is not approved, the department will be unable to maximize federal earnings by serving the clients through the waiver.

Governor's Recommendation: Recommend approval to transfer \$682,911 in General Revenue Fund budget authority from the Community Care for Disabled Adults (CCDA) to the Home and Community Based Services Waiver (HCBS) and to increase budget authority by \$1,108,566 in the Operations and Maintenance Trust Fund to accurately reflect costs by activity and to transfer 159 eligible clients to the HCBS Waiver.

Commission Staff Comments:

SENATE: Recommend approval by the Legislative Budget Commission as recommended by the Governor's Office.

HOUSE: Pending.

Senate Subcommittee: Health & Human Services Appropriations

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House Subcommittee: Human Services Appropriations

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Line Item No.	Budget Entity / Fund / Appropriation Category Title LAS/PBS Account Number		REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
		CF	Appropriation	Appropriation	Appropriation
DEPARTMENT OF CHILDREN AND FAMILIIES					
306	In-Home Services for Disabled Adults General Revenue Fund G/A- Community Care for Disabled Adults 60910403-100603-00-1000		(682,911)	(682,911)	
308	In-Home Services for Disabled Adults General Revenue Fund Home and Community Based Services Waiver 60910403-101555-00-1000		682,911	682,911	
308	Operations and Maintenance Trust Fund Home and Community Based Services Waiver 60910403-101555-00-2516		1,108,566	1,108,566	

Department: Children and Families

EOG Number: B0111

Problem Statement: The Department of Children and Families contracts with the Department of Health pursuant to s. 409.8135, F.S., to provide behavioral health services to KidCare Title XXI eligible children. These children are eligible for the Children’s Medical Services Network (CMSN) and are enrolled in that component of the KidCare program. The Behavioral Health Network(BNET) is operated through mental health service providers under contract with the Department. Enrolled children receive physical health care services through CMSN providers. Each component of the program (CMSN/BNET) is budgeted on a capitation payment basis; BNET capitation rate is \$1,000 per enrollee per month. The program was budgeted to provide services to an average of 335 children per month in FY 2002-03. Enrollment throughout the year averaged 98.7% of capacity with 126 children enrolled and waiting for available slots as of June 30. The FY 2003-04 GAA provided budget of \$3,936,000 for an average of 328 slots. During FY 2003-04 additional KidCare Title XXI funds will allow an average of 370 slots for BNET. In order to fully use the available slots, additional Grants & Donations Trust Fund budget of \$504,000 is needed. For the 2003-2004 Fiscal Year, the Mental Health Program received a lump sum appropriation, Specific Appropriation 332A, which placed unfunded budget in reserve for federal funding opportunities. Proviso attached to this specific appropriation indicates that the department is to submit a plan containing documentation of the funding that is available as outlined above to support the budget authority being requested.

Agency Request: This action is necessary to allocate a portion of the reserve provided in specific appropriation 332A in the Grants & Donations Trust Fund to provide an average of 42 additional slots. This request transfers \$504,000 from the Lump Sum for Federal Funding Opportunities to the G/A-Children’s Mental Health Services. Since the Agency for Health Care Administration reimburses 100% up to the maximum allowable slots (370), no match is required for the Department. If this amendment is not approved, the Department will not be able to use the additional available federal funding and an average of 42 additional slots will not be available for children needing services.

Governor’s Recommendation: Recommend approval to allocate \$504,000 from Specific Appropriation 322A, Lump Sum Reserve for Federal Funding Opportunities, to the G/A-Children’s Mental Health Services in the Grants and Donations Trust Fund for 42 additional Behavioral Health Network/Children’s Medical Services Network slots under the KidCare program.

Commission Staff Comments:

SENATE: Recommend approval by the Legislative Budget Commission as recommended by the Governor’s Office.
HOUSE: Pending.

Senate Subcommittee: Health & Human Services
Senate Analyst: Paul Belcher
Phone Number: (850) 487-5140 or SunCom 277-5140
E-mail Address: paul.belcher@LASPBS.state.fl.us

House Subcommittee: Human Services
House Analyst: Lynn Ekholm
Phone Number: (850) 488-6204 or SunCom 278-6204
E-mail Address: lynn.ekholm@LASPBS.state.fl.us

Line Item No.	Budget Entity / Fund / Appropriation Category Title LAS/PBS Account Number		REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
		CF	Appropriation	Appropriation	Appropriation
DEPARTMENT OF CHILDREN AND FAMILIES					
332A	<u>Children's Mental Health Services</u> Grants & Donations Trust Fund: Lump Sum Reserve for Federal Funding Opportunities 60910503-090884-00-2339		(504,000)	(504,000)	
333	<u>Children's Mental Health Services</u> Grants & Donations Trust Fund: G/A-Children's Mental Health Services 60910503-100435-00-2339		504,000	504,000	

Department: Agency for Health Care Administration

EOG Number: B0123

Problem Statement: Proviso following Specific Appropriation 198 in the FY 2003-04 General Appropriations Act provides \$4,159,924 from the Grants and Donations Trust Fund and \$5,968,938 from the Medical Care Trust Fund for the purpose of maximizing federal revenues through the continuation of the Special Medicaid Payment Program for nursing home services using the Medicaid Upper Payment Limit (UPL) options for governmentally funded nursing homes. The agency is required to submit a plan to the Legislative Budget Commission for approval prior to implementation.

The agency recommends the following Special Medicaid Payments for nursing homes:

	Special Medicaid Payment	Federal Share 3 Quarters @ 61.88%	Federal Share 1 Quarter @ 58.93%	Total Federal Share	State Share
The Rohr Home	\$200,000	\$92,820	\$29,465	\$122,285	\$77,715
Perdue Medical Center	\$1,669,597	\$774,860	\$245,973	\$1,020,833	\$648,764
Human Resources	\$2,242,139	\$1,040,577	\$330,323	\$1,370,900	\$871,239
Palm Beach County	\$2,153,985	\$999,664	\$317,336	\$1,317,000	\$836,985
Memorial Manor	\$1,040,808	\$483,039	\$153,337	\$636,376	\$404,432
Health Central	\$200,000	\$92,820	\$29,465	\$122,285	\$77,715
Marianna Convalescent	\$200,000	\$92,820	\$29,465	\$122,285	\$77,715
Total	\$7,706,529	\$3,576,600	\$1,135,364	\$4,711,964	\$2,994,565
Budget in Reserve	(\$10,128,862)			(\$5,968,938)	(\$4,159,924)
Remains in Reserve	\$2,422,333			\$1,256,974	\$1,165,359

The State Share is funded by county contributions.

Agency Request: The Agency for Health Care Administration requests transfers of \$2,994,565 from the Grants and Donations Fund and \$4,711,964 from the Medical Care Trust Fund from reserve to approved budget and release to allow the Special Medicaid Payments as authorized under Specific Appropriation 198, Nursing Home Care. If the amendment is not approved, the agency will not have the budget authority required to make the additional Special Medicaid Payments and maximize the federal funding for governmentally funded nursing homes under the Upper Payment Limit provisions.

Governor's Recommendation: Recommend approval of the plan submitted and the release of \$2,994,565 from the Grants and Donation Trust Fund and \$4,711,964 from the Medical Care Trust Fund to be used for nursing home services utilizing the Medicaid Upper Payment Limit (UPL) pursuant to proviso following Line Item #198 of the General Appropriations Act.	
Commission Staff Comments: <i>SENATE:</i> Recommend approval by the Legislative Budget Commission as recommended by the Governor's Office. <i>HOUSE:</i> Pending.	
Senate Subcommittee: Health & Human Services Senate Analyst: Elaine Peters Phone Number: (850) 487-5140 or SunCom 277-5140 E-mail Address: elaine.peters@LASPBS.state.fl.us	House Subcommittee: Health House Analyst: Bill Speir Phone Number: (850) 488-6204 or SunCom 278-6204 E-mail Address: william.speir@LASPBS.state.fl.us

Line Item No.	Budget Entity / Fund / Appropriation Category Title LAS/PBS Account Number	CF	REQUESTED BY AGENCY		RECOMMENDED BY GOVERNOR		APPROVED BY THE LEGISLATIVE BUDGET COMMISSION	
			Reserve	Release	Reserve	Release	Reserve	Release
AGENCY FOR HEALTH CARE ADMINISTRATION								
198	Health Care Services (68500000) Medicaid Long Term Care (68501500) Long Term Care (1303000000) Grants and Donations Trust Fund Nursing Home Care 68501500-102233-00-2339		(2,994,565)	2,994,565	(2,994,565)	2,994,565		
198	Medical Care Trust Fund Nursing Home Care 68501500-102233-00-2474		(4,711,964)	4,711,964	(4,711,964)	4,711,964		

Department: Agency for Health Care Administration

EOG Number: B0127

Problem Statement: Section 23 of Chapter 2003-405, Laws of Florida, provides the following: “Section 23. Effective upon this act becoming a law, for the 2002-2003 state fiscal year, the Agency for Health Care Administration may make additional payment of up to \$7,561,104 from the Grants and Donations Trust Fund and \$10,849,182 from the Medical Care Trust Fund to hospitals as Special Medicaid Payments in order to use the full amount of the Upper Payment Limit available in the public hospital category.

(1) These funds shall be distributed as follows:

(a) Statutory teaching hospitals - \$1,355,991.

(b) Family practice teaching hospitals - \$181,291.

(c) Primary care hospitals - \$1,355,991.

(d) Trauma hospitals - \$1,290,000.

(e) Rural hospitals - \$931,500.

(f) Hospitals receiving specific Special Medicaid Payments not included in a payment under paragraphs (a)-(e), \$4,359,417.

(g) Hospitals providing enhanced services to low-income individuals - \$8,884,298.

(2) The payments shall be distributed proportionately to each hospital in the specific payment category based on the hospital’s actual payments for the 2002-2003 state fiscal year. These payment amounts shall be adjusted downward in a proportionate manner so as to not exceed the available upper payment limit in the public hospital category. Payment of these amounts are contingent on the state share being provided through grants and donations from state, county, or other local funds and approval by the Centers for Medicare and Medicaid Services.”

The act did not provide an appropriation. To make the payments, this amendment is requesting additional appropriations and released budget for FY 2003-04.

Agency Request: The Agency for Health Care Administration is requesting additional budget authority of \$7,561,104 from the Grants and Donations Trust Fund and \$10,849,182 from the Medical Care Trust Fund to allow the Special Medicaid Payments authorized in Section 23 of Senate Bill 22-A which was signed by the Governor on June 26, 2003. If the amendment is not approved, the agency will not have the budget authority required to make the additional Special Medicaid Payments.

Governor's Recommendation: Recommend approval to increase budget authority in the Grants and Donations Trust Fund by \$10,849,182 to make additional Medicaid payments to hospitals to use the full amount that was available under the upper payment limit for FY 2002-03 as authorized by Chapter 2003-405, Laws of Florida, with the contingency that the budget will remain in unbudgeted reserve until federal approval is granted.

Commission Staff Comments:

SENATE: Recommend approval by the Legislative Budget Commission as recommended by the Governor's Office.

HOUSE: Pending.

Senate Subcommittee: Health & Human Services
Senate Analyst: Elaine Peters
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House Subcommittee: Health
House Analyst: Bill Speir
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Line Item No.	Budget Entity / Fund / Appropriation Category Title LAS/PBS Account Number	CF	REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR		APPROVED BY LEGISLATIVE BUDGET COMMISSION
			Appropriation	Reserve	Release	Reserve
AGENCY FOR HEALTH CARE ADMINISTRATION						
Medicaid Services to Individuals						
Grants and Donations Trust Fund						
169	Hospital Inpatient Services 68501400-101582-00-2339		7,561,104	7,561,104		
Medical Care Trust Fund						
169	Hospital Inpatient Services 68501400-101582-00-2474		10,849,182	10,849,182		

Department: Agency for Health Care Administration

EOG Number: B0218

Problem Statement: Proviso following Specific Appropriation 198 of the General Appropriations Act for FY 2003-04 requires the Agency for Health Care Administration, in consultation with the Department of Elder Affairs, to develop a statewide plan for reducing the proportion of total Medicaid long term care funds committed to nursing home care to increase future resources available for home and community-based care. The plan shall include options to reduce nursing home occupancy by 200 slots per quarter beginning October 1, 2003.

The plan transitions 133 individuals per month from nursing home care to the Medicaid Assisted Living for the Elderly Waiver beginning January 1, 2004. The cost of the waiver services is estimated to be about \$870 per person per month compared to nursing facility costs of more than \$3,000 per person per month. An additional cost of \$500 per each transitioning person is required for the Agency to contract with an organization with experience in providing community care supports, managing the transition of nursing home residents to the community, and managing comprehensive resident transition activities. The contractor will provide outreach to nursing facilities, resident assessments, care management, and other services as detailed in the implementation plan.

Agency Request: The Agency for Health Care Administration requests a transfer of \$1,148,472 from General Revenue from the Nursing Home Care appropriation category to the Assisted Living Facility (ALF) Waiver and Expenses appropriation categories, a transfer of \$1,485,788 from the Medical Care Trust Fund from the Nursing Home Care appropriation category to the ALF Waiver appropriation category, and a reduction of \$200,000 in the Medical Care Trust Fund from the Nursing Home Appropriation category and an increase in budget authority in the Administrative Trust Fund in the Expenses appropriation category to transition 800 persons (133 per month) from the nursing home facility setting to home and community-based services. If the amendment is not approved, the agency will not have the budget authority required to implement the transition of additional persons to home and community-based care from the more expensive nursing home care.

Governor's Recommendation: Recommend approval to transfer \$1,148,472 in General Revenue appropriations and \$1,685,788 from the Medical Care Trust Fund, and to increase budget authority by \$200,000 in the Administrative Trust Fund. These transfers will allow the department to implement its plan to move residents from nursing homes into home and community-based care, pursuant to proviso language following Specific Appropriation 198 in the FY 2003-04 General Appropriations Act.

Commission Staff Comments:

SENATE: Recommend approval by the Legislative Budget Commission as recommended by the Governor's Office.

HOUSE: Pending.

Senate Subcommittee: Health & Human Services
Senate Analyst: Elaine Peters
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House Subcommittee: Health
House Analyst: Bill Speir
Phone Number: (850) 488-6204 or SunCom 278-6204
E-mail Address: william.speir@LASPBS.state.fl.us

Line Item No.	Budget Entity / Fund / Appropriation Category Title		REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY LEGISLATIVE BUDGET COMMISSION
	LAS/PBS Account Number	CF	Appropriation	Appropriation	Appropriation
AGENCY FOR HEALTH CARE ADMINISTRATION					
MEDICAID LONG TERM CARE					
General Revenue Fund					
N/A	Assisted Living Facility Waiver				
	68501500-101557-00-1000		948,472	948,472	
	Nursing Home Care				
198	68501500-102233-00-1000		(1,148,472)	(1,148,472)	
Medical Care Trust Fund					
196	Assisted Living Facility Waiver				
	68501500-101557-00-2474		1,485,788	1,485,788	
	Nursing Home Care				
198	68501500-102233-00-2474		(1,685,788)	(1,685,788)	
EXECUTIVE LEADERSHIP/SUPPORT SERVICES					
General Revenue Fund					
150	Expenses				
	68500200-040000-00-1000		200,000	200,000	
Administrative Trust Fund					
150	Expenses				
	68500200-040000-00-2021		200,000	200,000	

**THE FLORIDA NURSING HOME TRANSITION INITIATIVE
AN IMPLEMENTATION PLAN**

**Submitted to the Florida Legislature
September 30, 2003
Revised October 8, 2003**

**by the
Agency for Health Care Administration
Florida Medicaid Program**



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The Florida Nursing Home Transition Initiative: An Implementation Plan

Executive Summary

Legislative Requirement	<p>The FY 2003-04 General Appropriations Act (line item 198, SB 2-A) includes the following proviso language:</p> <p>“The Agency for Health Care Administration, in consultation with the Department of Elder Affairs, shall develop a statewide plan for reducing the proportion of total Medicaid long term care funds committed to nursing home care in order to increase future resources available for home and community-based care. The plan shall include options to reduce nursing home occupancy by 200 slots per quarter beginning October 1, 2003. The Agency shall submit the plan to the Speaker of the House of Representatives and the President of the Senate by September 30, 2003.”The FY 2003-04 General Appropriations Act.”</p>								
Project Components	<ul style="list-style-type: none"> ❖ Training ❖ Nursing Home Resident Survey ❖ Nursing Home Resident Education ❖ Nursing Facility Outreach, Education and Training ❖ Community System Building ❖ Resident Assessments ❖ Resident Interviews ❖ Transition/Care Planning ❖ Relocation Case Management Services ❖ Assisted Living for the Elderly/Other Waiver Expansion ❖ Crisis Response ❖ Quality Assurance/Monitoring ❖ Evaluation 								
Administration	<ul style="list-style-type: none"> ❖ AHCA Project Direction ❖ Transition Assistance Contractor 								
Geographic Locations	<p>Areas of the state with large numbers of nursing home residents with the characteristics indicative of the potential for relocation to a community setting</p>								
Implementation Timeline	<table border="0"> <tr> <td>Legislative Budget Commission</td> <td>10/03</td> </tr> <tr> <td>Federal Waiver</td> <td>11/03</td> </tr> <tr> <td>Transition Assistance Contractor</td> <td>12/03</td> </tr> <tr> <td>Program Implementation</td> <td>1/04</td> </tr> </table>	Legislative Budget Commission	10/03	Federal Waiver	11/03	Transition Assistance Contractor	12/03	Program Implementation	1/04
Legislative Budget Commission	10/03								
Federal Waiver	11/03								
Transition Assistance Contractor	12/03								
Program Implementation	1/04								
Transition Estimates	<p>133 residents each month from January 2004 through June 2004</p>								
Funding	<p>Shift \$2,834,260 from the nursing home line item to Waivers (\$2,434,260) and Expenses (\$400,000)</p>								

CHAPTER 1 Background

The Agency for Health Care Administration, in consultation with the Department of Elder Affairs, is responsible for developing a statewide plan for (1) reducing the proportion of Medicaid long term care funds committed to nursing home care and (2) developing a plan for transitioning nursing home residents to the community.

The FY 2003-04 General Appropriations Act (line item 198, SB 2-A) includes the following proviso language:

“The Agency for Health Care Administration, in consultation with the Department of Elder Affairs, shall develop a statewide plan for reducing the proportion of total Medicaid long term care funds committed to nursing home care in order to increase future resources available for home and community-based care. The plan shall include options to reduce nursing home occupancy by 200 slots per quarter beginning October 1, 2003. The Agency shall submit the plan to the Speaker of the House of Representatives and the President of the Senate by September 30, 2003.”

For Fiscal Year 2003-2004, approximately 74 percent of Medicaid long-term care spending is budgeted for institutional care, with only about 26 percent for nursing home diversion and community care programs. This paper presents a proposal for increasing the proportion of Medicaid long term care spending on home and community based services and the Implementation Plan for the Florida Nursing Home Transition Initiative. The objectives of the Nursing Home Transition Initiative are to:

- ❖ enable eligible individuals residing in nursing facilities to successfully transition to the community;
- ❖ increase the information available to nursing home residents, their families, health professionals and others on community resources, supports, and services that promote residence in the community for persons with long-term care needs;
- ❖ identify individuals who wish and are able to transition from nursing facilities into communities;
- ❖ build state capacity and create the necessary agency infrastructure at the state and local levels to support the transition of people residing in nursing homes to a community living arrangement, and to sustain long term residence and participation in the community;
- ❖ identify and mitigate existing barriers to the transition of nursing home residents to the community;
- ❖ identify best practices for consumer/provider collaboration in removing barriers to transition to the community;
- ❖ strengthen and establish community partnerships to facilitate transitioning to the community;
- ❖ successfully plan, finance, implement and evaluate the Florida Nursing Home Transition Initiative;

The Florida Nursing Home Transition Initiative: An Implementation Plan

- ❖ Develop a nursing home transition model that can be replicated and sustained throughout Florida; and
- ❖ Improve the quality of transition services.

The DOEA Nursing Home Transition Program

The FY 2001-02 General Appropriations Act (line item 283, SB 2000) included the following proviso language:

“The funds in Specific Appropriation 283 reflect a reduction of \$5,849,943 from the General Revenue Fund and \$7,582,776 from the Medical Care Trust Fund as a result of transitioning residents at an Intermediate II level of care to assisted living facilities which provide a more appropriate care setting for these individuals.”

To meet the requirements of the proviso language, the Department of Elder Affairs (DOEA) established a nursing home transition program to relocate Medicaid nursing home residents to the community using the Medicaid Assisted Living for the Elderly (ALE) waiver. The transition program was implemented in September 2001; \$2.2 million was shifted from the Medicaid nursing home budget to the ALE waiver.

Comprehensive Assessment Review and Evaluation Services (CARES) teams identified and counseled Medicaid nursing home residents regarding the transition program. Transitioning required coordination and agreement with a resident’s family, the nursing home, the personal physician, and Assisted Living Facility (ALF) administrators. Once a candidate was identified and plans for the move were solidified, CARES teams assisted the nursing home resident in transitioning to the community. Community Care for the Elderly (CCE) Lead Agency case managers provided care management (e.g., care planning, transportation, on-going case management) during the transition process.

Between September 1, 2001 and June 30, 2002, DOEA transitioned 391 nursing home residents to assisted living facilities at an estimated annual savings to the state of \$4.5 million (cost of nursing home care minus the cost of ALE waiver services). This program was enacted in statute as Section 430.7031, FS, in 2002, but no further resources have been provided for the administration of transition projects. DOEA continues to seek discharge opportunities for nursing home residents as part of the federally-mandated utilization review of nursing homes to ensure that all Medicaid nursing home residents meet level of care. There is, however, no specific activity under this program at the present time because there are no new slots in the ALE waiver in which residents can be placed. DOEA is actively looking for nursing home residents to transition into the Nursing Home Diversion Waiver as part of that program’s expansion.

The Nursing Home Diversion Waiver

The 2003-2004 General Appropriations Act provided funding to increase enrollment in the capitated Nursing Home Diversion waiver by 1800. In the previous fiscal year, funding was available for 950 enrollees. In order to meet these enrollment goals, it was necessary for the Agency to apply to the federal Centers for Medicare and Medicaid Services (CMS) for a waiver

The Florida Nursing Home Transition Initiative: An Implementation Plan

amendment allowing expansion to additional geographic areas. Previously the waiver only allowed service provision in DOEA Planning and Service Areas (PSA) 7 and 9. CMS approved the amendment to expand waiver enrollment by 1,800 on September 11, 2003.

From July 1 through September 2003 the program enrolled 330 new recipients, bringing total program enrollment to 1183. The chart below shows the new enrollments broken out by DOEA Planning and Service Areas. It also shows projected enrollments through March 2004. Each of the PSAs listed in addition to PSAs 7 and 9 have entities that have submitted provider applications or which have expressed the intent to submit applications. DOEA staff are reviewing provider applications, scheduling on-site readiness reviews of new providers, and training area CARES staff and Department of Children and Families Medicaid eligibility staff on how to process eligibility for the waiver program. By adding new providers in an expanded geographic region, DOEA and the Agency expect to meet the goal of 1800 new enrollments by March 2004.

Table 1: FY 2003-2004 Nursing Home Diversion Waiver Enrollments												
PSA	Actual Enrollment				Estimates (Based on Applications Received and Expected to be Received)					Total by PSA		
	Jul	Aug	Sep	Oct*	Nov	Dec	Jan	Feb	Mar			
PSA 7	38	24	34	76	40	40	40	40	40	838		
PSA 9	79	94	61	50	45	45	45	45	45	531		
PSA 5				5	20	40	40	35	35	641		
PSA 6				3	20	25	35	35	35	619		
PSA 11					20	40	40	40	45	185		
PSA 10					20	20	25	35	45	145		
PSA 8						20	25	30	35	110		
PSA 3B						20	25	30	35	110		
PSA 4					20	20	25	30	35	130		
New Enrollees	117	118	95	134	185	270	300	320	350			
Cumulative New Enrollments**	117	235	330	464	649	919	1219	1539	1889			

* Amount based on early count, expected to increase

** This number reflects gross enrollment only. It does not account for normal disenrollment rate of approximately 3% per month. These disenrollments are primarily due to death or loss of eligibility

CHAPTER 2 Legal Requirements

The Americans with Disabilities Act

The Americans with Disabilities Act, Public Law 336 of the 101st Congress, was enacted on July 26, 1990. When Congress passed the Americans with Disabilities Act ("ADA"), it found that the isolation and segregation of people with disabilities is a serious and pervasive form of discrimination. Following the passage of ADA, the Department of Justice issued regulations requiring state and local governments to administer state and federal assistance programs in the most integrated setting appropriate to the needs of people with disabilities.

The ADA prohibits discrimination and ensures equal opportunity for persons with disabilities in employment, state and local government services, public accommodations, commercial facilities, and transportation. Title II of ADA requires public services to be offered in the most integrated setting appropriate to the needs of a qualified individual with a disability.

The Olmstead Decision

On June 22, 1999, the Supreme Court issued its decision in *Olmstead v L.C. and E.W.* (119, S.Ct. 2176 (1999)), a landmark ruling for people with disabilities. The Olmstead case dealt with two women with developmental disabilities and mental illness who were patients at a state-operated hospital in Georgia. In 1995, both were being treated in a state psychiatric hospital even though both young women and their treating physicians said that a community-based setting would be a better location for their care. The women sued the state of Georgia claiming that the state was violating Title II of the federal ADA that covers "public services furnished by governmental entities." (ADA sections 12131-12165). These provisions of the ADA provide that a disabled person, who is otherwise qualified, may not be denied any public benefit, service, or program or discriminated against because of the disability. This language applies to the full range of state health, supportive services, welfare, and housing programs.

The Supreme Court found that the unwarranted institutionalization of people with disabilities is a form of discrimination that is actionable under the ADA. The Court explained that segregation perpetuates unjustified assumptions that institutionalized persons are incapable or unworthy of participating in community life, and also found that institutional confinement severely diminishes individuals' everyday life activities, including family relations, social contacts, work, educational advancement and cultural enrichment. The Court ruled that the ADA requires the states to serve people with disabilities in community settings, rather than in segregated institutions, when three factors are present:

- ❖ treatment professionals determine community placement is appropriate;
- ❖ the person does not oppose community placement; and
- ❖ the placement can be reasonably accommodated taking into account the resources available to the state and the needs of others who are receiving state-supported services.

In *Olmstead*, the Court ruled (a 6-3 vote) that unnecessary segregation and institutionalization of people with disabilities constitutes discrimination and violates the American with Disabilities Act. Specifically, the decision held that:

The Florida Nursing Home Transition Initiative: An Implementation Plan

- ❖ Individuals with a disability have a right to receive benefits and services “in the most integrated setting appropriate to their needs.”
- ❖ Failure to find community placements for qualified individuals with a disability, leaving them in institutions and denying their basic freedom, is illegal discrimination.
- ❖ The states may develop “comprehensive, effectively working plans” to defend themselves against charges of discrimination. Under such plans, states may set up waiting lists to move people to more integrated settings (i.e., community placements) rather than move all people inappropriately held in institutions immediately, but these waiting lists must move “at a reasonable pace.”
- ❖ A state may not refuse to fund the movement of individuals from institutions to community settings simply to keep its institutions at full capacity.

The *Olmstead* decision reinforced that people residing in nursing homes, state facilities, and other institutional settings must have opportunities to live independently. State policies are increasingly responding to the preference of people with disabilities to live in community settings. Several states, including Florida, have developed initiatives to identify and assist people living in institutions to return to the community.

CHAPTER 3 Federal and Private Support of Transition Initiatives

System Change Grants

The Olmstead decision—affirming the right of individuals with disabilities to receive services in the most integrated setting appropriate to their needs—further underscored the need for the federal Department of Health and Human Services (HHS) to work with the states in identifying and implementing cost effective approaches for achieving these goals. In December 2000, Congress earmarked funds in the Labor and HHS Appropriations Bill to fund Real Choice Systems Change Grants. The goals of the grants were to establish specific action steps and timetables to achieve enduring system improvements and to provide long term care services and supports to eligible individuals in the most integrated setting appropriate.

In September 2001, the Bush Administration announced that the Centers for Medicare and Medicaid Services (CMS) was awarding \$64 million to 37 states and one territory, and in 2002 awarded an additional \$55 million in new grants to 21 states and 2 territories. The grants can be categorized into four groups: (1) Nursing Facility Transition grants, (2) Real Choice Systems Change grants, (3) Technical Assistance Exchange grants, and (4) Community-Integrated Personal Assistance Services and Supports grants.

Nursing Facility Transition/Access Housing Grants

One of the system change programs was a collaborative effort between HHS and the Department of Housing and Urban Development – the Nursing Facility Transition Grants. The grants provided funds to states to transition people from institutional arrangements to community settings. For these initiatives, CMS awarded \$11.1 million in 2001 and \$9.0 million in 2002. The types of grants included funding for staff, transitional supports, self-direction and consumer management infrastructure costs, improvements to on-going supports, and interagency collaboration.

Real Choice Systems Change Grants

The Real Choice grants made \$50 million available to the states to create infrastructure and service options necessary for long-term community integration, allowing people with disabilities to exercise meaningful choice about the services they receive. The grants help states design and implement enduring improvements in community long-term support systems to enable people with disabilities or long-term illness to live and participate in community life.

Community Integrated Personal Assistance Services and Supports Grants

The Personal Assistance Services (PAS) grants are designed to support states' efforts to improve consumer-directed personal assistance services and promote community-based programs that enable individual self-direction and self-management of services. Examples of such programs include Self-Determination for People with Developmental Disabilities, Cash and Counseling, and Independent Choices Initiatives.

The Florida Nursing Home Transition Initiative: An Implementation Plan

National Technical Assistance Exchange for Community Living

National Technical Assistance Exchange for Community Living grants are part of a national technical assistance initiative that provides technical assistance, training, and information to states, consumers, families, and other agencies and organizations.

Table 2: States Awarded Systems Change Grants – 2002

Program	State
Community-Integrated Personal Assistance Services and Supports	Colorado, District of Columbia, Hawaii, Indiana, Kansas, North Carolina, Tennessee, West Virginia
Nursing Facility Transitions, Independent Living Partnership	California, Delaware, Minnesota, New Jersey, Utah
Nursing Facility Transitions, State Programs	Alabama, Arkansas, California, Delaware, Nebraska, New Jersey, North Carolina, Ohio, Rhode Island, South Carolina, Wyoming
Real Choice Systems Change	Alaska, Arkansas, California, Colorado, Connecticut, District of Columbia, Florida, Georgia, Indiana, Iowa, Kansas, Louisiana, Maryland, Massachusetts, Mississippi, Montana, Nevada, New Mexico, New York, North Dakota, Ohio, Oklahoma, Pennsylvania, Rhode Island, Texas, Utah, Virginia, West Virginia, Wisconsin

Home to the Community

In March 1995, the Robert Wood Johnson Foundation's Building Health Systems for People with Chronic Illnesses awarded a demonstration grant to the Alpha One Independent Living Center in South Portland, Maine. The main objective of the project was to improve the quality of life and health status of non-elderly adults with a range of disabilities by enabling 40 nursing home residents, ages 18-65, to transition to the community. During the four-year project, Home to the Community (HTC) assisted 56 nursing home residents in identifying their goals and resources for living independently. Of the 56 residents, 25 left nursing homes and returned to community living.

Beyond moving out of a nursing facility, Alpha One believed that consumers who participated in the HTC project would benefit from an improved independence, autonomy and decision-making ability; an increased self-esteem; an improved quality of life; maintenance of health and prevention of secondary conditions; and an increased satisfaction with health and long-term care services. Alpha One determined that an effective and consistent outreach strategy to nursing homes was critical to identify residents with disabilities who had the potential to transition to community living.

CHAPTER 4 Florida System Change Initiatives

Olmstead Compliance Planning

Florida has developed an Olmstead Coalition that includes state agencies, consumers and other key stakeholders. The coalition, created in April 2001, is made up of government staff and other stakeholders from throughout Florida who are in positions to recommend and create policy to effect change. The coalition, currently called the Real Choice Partnership (RCP) Coalition meets monthly to review the activities and progress of the state's RCP Project grant that it received from the federal government. Florida also received a \$2 million RCP Systems Change Grant, as described in the next section.

In addition, Governor Bush signed Executive Order 01-161 in the summer of 2001 creating the Americans with Disabilities Act Working Group (ADAWG) and the Florida Clearinghouse on Disability Information to bring to all Floridians full access to information resources, services and opportunities to participate in all aspects of the community. The purpose of ADAWG is to encourage a cooperative effort between state and local governments, educators, businesses and people with disabilities for ensuring compliance with the ADA. The ADAWG's areas of focus are on employment, public accommodations, transportation, state and local government services, telecommunications, and court decisions and legislation affecting people with disabilities.

Florida's Real Choice Partnership Project – the Systems Change Program

Florida has established the Real Choice Partnership (RCP Project) under the administration of The Florida Americans with Disabilities Act Working Group (Department of Management Services). The grant was funded in order to help Florida comply with the United States Supreme Court decision in L.C. & E.W. vs. Olmstead. The RCP Project was awarded \$2 million over the span of three years.

The program's focus is on the examination of state and federal policies related to community services. It will help to enhance local resources to improve the opportunity for individuals with disabilities to live in the most integrated setting appropriate to their needs as required by Title II of the Americans with Disabilities Act. Some of the project goals include:

- ❖ Identifying unnecessary barriers in state or federal policies and regulations that hinder or limit the effectiveness of waiver programs and developing recommendations and implementing strategies to address these barriers;
- ❖ Expanding Florida's Clearinghouse on Disability Information to function as a single point of data collection and information access on all aspects of the project;
- ❖ Establishing a statewide educational campaign through the Clearinghouse, and developing a consumer feedback mechanism to track consumer satisfaction with Clearinghouse services;
- ❖ Analyzing the benefits and costs of a statewide automated and accessible benefits screening program for professionals and consumers;

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- ❖ Creating local grassroots long-term care resource networks in three demonstration areas, which will provide technical assistance and local community resources to address barriers and share best practices; and
- ❖ Creating a housing initiative involving the disability and aging communities, housing administrators, and providers to increase housing choices for people with disabilities and long-term illnesses.

CHAPTER 5

The Florida Nursing Home Transition Initiative – FY 2003-04

Having established a nursing home pre-admission screening program, expanded Medicaid home and community-based services, and on a recurring basis promoted the rebalancing of long term care spending by authorizing the transition of nursing home residents to community settings, the Florida Legislature is requiring state agencies to develop a comprehensive and enduring process to transition people from nursing facilities and other institutional settings to the community. Studies in other states have found that nursing home residents who relocate to community settings are more likely, subsequent to their discharge, to have improved health, to be more content with their quality of life, and maintain their ability to perform basic daily activities.

Community alternatives fall into two basic models— independent housing with services and licensed residences with supportive services such as assisted living facilities (ALFs). Relocation to ALFs is often appropriate because of the need for 24-hour supervision and is also organizationally easier to accomplish than financing and setting up independent housing. Therefore, this initiative will rely heavily on ALF placement at least in the early stages.

In accomplishing these system changes, Florida will benefit from the strengths of its current community-based care initiatives but must also contend with a number of challenges imposed by Florida's current long term care system. Other states' Real Choice Systems grant experiences also provide valuable lessons in assessing obstacles to the successful implementation of a nursing home transition initiative.

Components of the New Nursing Home Transition Initiative

The following actions or elements will be the basis of the FY 2003-04 Florida Nursing Home Transition Initiative.

Project Name

To provide a clear focal point, promote the nursing home transition initiative, and ensure program identification for marketing and educational purposes, it will be helpful to "brand" or name the Nursing Home Transition Initiative to describe the program and its intent.

The Nursing Home Transition Initiative Team/Project Direction

The first step in designing and implementing the Florida Nursing Home Transition Initiative is to provide project direction and establish state and local transition teams and/or a transition contractor. The Agency for Health Care Administration, the Department of Elder Affairs, and the Department of Children and Families must collaborate in the establishment of the statewide project team and specialized, integrated multi-disciplinary and inter-agency nursing home teams.

At the state level, a person will be designated by the Agency for Health Care Administration as the Project Director for the Nursing Home Transition Initiative. Other staff from various

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agencies will be designated to assist in coordinating the project. In conjunction with a contractor, the statewide team will be responsible for the following functions:

- ❖ Coordinating the project on a statewide basis with state and local agencies, providers and other stakeholders;
- ❖ Selecting the geographic areas in which transition assistance will be targeted;
- ❖ Monitoring the transition assistance teams/contractor;
- ❖ Designating agency staff that will be responsible for coordinating activities relating to and liaison with the nursing home industry/nursing facilities;
- ❖ Developing transition assistance policies, procedures, protocols and manuals;
- ❖ Collecting and analyzing data;
- ❖ Developing care plan requirements and assessment instruments;
- ❖ Providing quality assurance for transition services;
- ❖ Identifying gaps in the home and community-based care system that pose barriers to the successful transition of nursing home residents to the community;
- ❖ Evaluating the transition initiative; and
- ❖ Seeking grant funding for the transition initiative.

Local Transition Assistance – The Transition Assistance Contractor

The Agency for Health Care Administration will contract with an organization with experience in providing community care supports, managing the transition of nursing home residents to the community, and managing comprehensive resident transition activities. The contractor will be responsible for:

- ❖ Establishing transition teams that consist of nurses, social workers, and other staff, such as behavioral health therapists, physicians and other consulting staff (e.g., housing specialists, transition specialists). Members of the team may specialize in certain areas: (1) education, (2) assessments, (3) housing, and (4) care planning. The teams may also include ad hoc members such as nursing home discharge planners, ombudsman volunteers, personal health care providers and peer supports.
- ❖ Determining the transition team membership for each resident relocating to the community (i.e., needs usually vary by resident).
- ❖ Identifying from resident data residents with the greatest potential for transitioning to the community.
- ❖ Providing outreach to nursing facilities and nursing home residents and their families/responsible parties.
- ❖ Conducting resident/responsible party interviews to determine interest and feasibility of relocating to a community setting.
- ❖ Conducting resident assessments.
- ❖ Reviewing resident medical/facility records.

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- ❖ Providing education/information to residents/responsible parties about community alternatives.
- ❖ Developing transition assistance educational materials, protocols and checklists.
- ❖ Coordinating waiver eligibility determinations with the Department of Children and Families and the Department of Elder Affairs.
- ❖ Providing care planning.
- ❖ Directing/coordinating resident transitions.
- ❖ Conducting resident monitoring once a resident is relocated to a community setting.
- ❖ Collaborating with nursing homes, hospitals, associations and assisted living facilities.
- ❖ Creating and strengthening connections between nursing home residents who will be transitioned to the community and their families, friends, advocates and community supports.

Team Guidelines/Training

The Agency for Health Care Administration, other state and local agencies, and the transition assistance contractor will develop and conduct comprehensive nursing home transition assistance training for agency staff, contractor staff and other affected personnel and facilities on transition planning, assessment, interviewing, case management, care planning, home and community based services, and other components of the Nursing Home Transition Initiative. Staff training is essential to ensure proper transition of and continuity of services. A basic, mandatory training program for all new state agencies' staff would be desirable.

Geographic Locations

The agencies and the transition assistance contractor must determine those areas of the state in which the Nursing Home Transition Initiative will be implemented, core staffing needed in each geographic area, and the number of teams that would be required to affect the transition of at least 800 nursing home residents to the community during FY 2003-04. Although it would be prohibitively expensive to operate comprehensive transition assistance programs in every area of the state, educational materials and some assistance will be provided to residents throughout the state. The areas of the state where comprehensive programs will be implemented will include those with large numbers of nursing home residents with the characteristics indicative of the potential for relocation to a community setting.

Nursing Home Resident Study to Target Nursing Home Residents for Relocations

There are approximately 47,000 Medicaid eligible nursing home residents. The Agency for Health Care Administration will conduct a detailed study of the characteristics of Medicaid eligible nursing home residents to identify those with the greatest potential for transition to a community setting. Most Medicaid nursing home residents require nursing home care, may be unable to live in a community setting, and/or do not want to relocate.

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Table 3: Factors Affecting Florida’s Nursing Home Transitions – Florida Practices	
Strengths	<ul style="list-style-type: none"> ❖ Long-standing commitment to de-institutionalization and community care ❖ Extensive home and community based service (HCBS) system in most areas ❖ Leadership commitment to transitioning of long term care system from one of nursing home domination to an approach that provides consumers with options, consumer directed care, and service choices ❖ Implementation and expansion of the consumer directed care program ❖ Current CARES screening process ❖ Belief that more consumers can live in the community than are currently doing so ❖ Well prepared to operate transition initiative because of previous experience ❖ Emerging philosophy by stakeholders that individuals with varying levels of significant disabilities can be effectively supported in communities
Challenges	<ul style="list-style-type: none"> ❖ Lack of affordable, accessible, safe housing in the community; insufficient residential options; lack of subsidies for community housing options ❖ Little data on the numbers and characteristics of nursing home residents with discharge potential ❖ HCBS waiver/service waiting lists; lack of funding for relocation/transition expenses ❖ Need for specific knowledge about the types and intensity of services required to successfully transition individuals from nursing homes to the community ❖ Lack of resources in rural areas ❖ Lack of nursing home discharge planners ❖ Financial incentives to keep people in nursing homes ❖ No formal infrastructure to specifically focus on the issues in transitioning individuals from nursing facilities to the community ❖ Community services vary across the state ❖ Unnecessary nursing home placements ❖ Inadequate resources to work with individuals and families to educate them about community services and resources ❖ Limited capacity to maintain, reconnect or develop natural supports in the community

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Factors Affecting Nursing Home Transitions – Florida Practices (Cont.)	
Challenges	<ul style="list-style-type: none"> ❖ Nursing home residents lack sufficient and accurate information about community programs and resources to make informed decisions about moving to the community ❖ Historical tendency of nursing home discharge planners and community service providers to focus on people who are perceived to have less significant disabilities ❖ Complex and time consuming eligibility and enrollment process for home and community based waivers ❖ Insufficient transition staff ❖ Lack of incentives for nursing homes to encourage relocations ❖ Most persons with a primary diagnosis of psychiatric illness do not qualify for home and community based waivers ❖ No systematic way of identifying consumers in nursing homes who want to transition to the community ❖ Limited community support networks for people in nursing homes ❖ Over-reliance on institutional placements ❖ Hospitals are under pressure to discharge patients quickly and find nursing homes a convenient placement for inpatients ready for discharge ❖ As an entitlement, nursing home placement is the default placement for those meeting functional and financial eligibility requirements

There are a number of steps that should be taken to narrow the number of residents that may be eligible for and interested in relocation to the community.

- ❖ Assess other states' programs, experiences and transition data to determine the characteristics of residents with the greatest potential for and successful relocations;
- ❖ Secure CARES, MDS, PASSAR, and other related data on Medicaid eligible nursing home residents and create a nursing home resident data base;
- ❖ Analyze resident data, characterizing residents by age, condition/diagnosis, community living history, community supports, and other factors to assess residents' potential for a successful relocation to a community setting.
- ❖ Develop a methodology for ranking nursing home residents based on relocation potential.
- ❖ Identify residents in areas with a local transition assistance team(s) by priority order.

Data from other states' transition initiatives indicate that a number of factors are associated with higher potential for successful relocations to a community setting. These factors include:

- resident is under age 65;
- shorter length of stay in a nursing home;

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- resident belief that he can be independent in daily activities;
- resident desire for greater privacy;
- resident desire for greater life control;
- higher motivation and desire of a resident to leave the nursing home;
- less difficulty with short-term memory;
- resident is not incontinent;
- resident is more likely to understand and be understood by others;
- resident is more comfortable initiating activities; and
- longer term residents who express an interest in moving and are depressed about their current residence.

On the other hand, residents who have the following characteristics have less potential for transition to the community:

- longer lengths of stay;
- open sores or ulcers;
- less independence in activities of daily living;
- incontinent;
- memory impaired;
- severe/chronic behavioral problems;
- routinely non-compliant with treatment regimens;
- poorer decision making abilities;
- alcohol or drug abuse problems; and
- require more frequent skilled nursing interventions.

Nursing Home Resident Education Program

The Agency for Health Care Administration, the Department of Elder Affairs, and the transition assistance contractor will conduct a statewide and regional campaigns to educate nursing home residents and their families about community-based long term care options and the Nursing Home Transition Initiative.

The state agencies and the contractor will be responsible for designing and publishing educational materials (e.g., brochures, pamphlets, FAQs, informational packets, slide presentations, PSAs) to provide complete and impartial information about long-term care options, including relocating to a community setting. The transition assistance teams will distribute packets; provide on-site presentations to nursing home residents and their families/responsible parties; meet with nursing home administrators and staff to describe the transition assistance initiative; conduct one-on-one and group sessions with residents/families; collect preliminary information on residents; make referrals for/conduct comprehensive resident interviews and assessments; provide overviews of community programs/options; conduct Q&A sessions; provide other printed and multi-media materials; establish a Nursing Home Transition Initiative web site; and operate a toll-free call center.

Nursing Facility Outreach - Nursing Facility Staff Education/Training

As part of the transition assistance education program, the state/contractor will conduct a nursing facility outreach program. Nursing facilities will be contacted periodically to explain the

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Nursing Home Transition Initiative. Facility staff, including RNs, LPNs, CNAs, therapists, administrators, social workers, and others providing direct services to residents, will be provided information about the program, including Transition Initiative toolkits that have summary information, criteria for identifying candidates for relocation, and specific steps that a facility and its staff can take to assist the state in achieving the objectives of the Nursing Home Transition Initiative. To the extent possible, case managers will be assigned to specific nursing facilities in the areas in which transition assistance teams are located and visit residents within 7 days of placement based on discharge potential.

Building Capacity of Community Providers

Residents relocated from nursing homes may have more intense needs and/or higher risks for adverse outcomes than recipients traditionally served by community-based providers, especially as the transition proceeds. In light of concerns at the federal level about the quality of care provided through HCBS waivers, it is important to ensure that community-based providers have the capacity to care for these recipients. For residents transitioned to ALFs (which are not medical facilities), it would be helpful for them to have a quarterly nursing assessment by an RN and an annual medication review by a consultant pharmacist. This would be an opportunity for staff training as well as a safeguard for the resident.

Resident Assessment

The Agency for Health Care Administration and the Department of Elder Affairs will develop a nursing home resident assessment instrument that can be used to assess the viability and willingness of current nursing home residents to relocate to the community. The assessment instrument will be constructed based on best practices in other states, CARES and other existing assessment instruments, ease of use, and indicators of greatest potential for relocation.

The table on the following page summarizes the types of information that will be collected during the assessment process. The proposed instrument will be field tested before it is finalized and implemented.

Resident Interview

The Nursing Home Transition Initiative should ensure that candidates for relocation are assessed on a face-to-face basis. The interview should include gathering information in the following areas (examples only):

1. How long has the resident been residing in the nursing facility?
2. Where did the resident live before placement in the nursing facility (type of residence)?
3. What precipitated the nursing home application/placement? Whose decision was it to seek nursing home placement? What was the resident'/family's role in the decision?
4. Was the resident in a hospital prior to nursing home placement?
5. Has the resident ever been discharged and then readmitted to a nursing facility?
6. Why was the particular nursing facility selected?
7. What other options did the resident/family know about at the time of the nursing facility placement? How did the resident/family learn about these options?
8. What services does the resident need/receive in the nursing home? What activities does the resident participate in?

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9. What benefits does the resident/family see in continuing to reside in the nursing home?
What benefits do they see in relocating to the community?
10. What does the resident like most about residing in the nursing facility? Least?
11. What were the resident's/family's expectations regarding nursing home care? How well have expectations been met?
12. Has the resident/family previously considered (currently considering) relocation to the community? How detailed has the relocation planning been?
13. What are the barriers to relocation? Fears?
14. What family/other supports would be available to the resident in the community?
15. What would relocation mean to families/friends?
16. What are the main reasons for continuing to reside in the nursing facility? What problems may be encountered if living in the community?

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Table 4: Nursing Home Transition Assistance Initiative Assessment Instrument	
Area	Assessment Items/Requirements (Examples Only)
Health	<ul style="list-style-type: none"> ❖ Supplies/equipment needed in nursing home/community ❖ Last CARES assessment (last completed-date) ❖ Last OT evaluation conducted (last completed-date) ❖ Complete physician assessment (last completed-date) ❖ Current health insurance coverages/policies (Medicaid, Medicare, other) ❖ Prescriptions ❖ Community pharmacy
Housing	<ul style="list-style-type: none"> ❖ Listing of current/needed physicians ❖ Current/needed dentist ❖ Special health care needs ❖ Clinical/psychosocial conditions for which community care may not be available ❖ Type of housing available/needed/location/preferences ❖ Need to locate housing ❖ Housing waiting list ❖ Availability of furniture/donations ❖ Utilities hook up needed ❖ Address changes (SSA, Medicaid, bank, etc.) ❖ Need for move of belongings ❖ Need for telephone service ❖ Need for home access/modifications ❖ Need for appliances ❖ Need for bathroom/kitchen modifications ❖ Subsidized housing available ❖ Independent/shared housing
Transportation	<ul style="list-style-type: none"> ❖ Ongoing transportation needs ❖ Discharge transportation needed
Daily Living	<ul style="list-style-type: none"> ❖ ADL/IADL ❖ Tasks needing assistance with ❖ Therapies needed ❖ Fall risk factors ❖ Food stamps/nutrition requirements in community ❖ Food and personal items needed upon move ❖ Emergency alert requirements ❖ HCBS application/enrollment status ❖ Community service/support requirements ❖ Emergency procedures/contact list once in community

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Nursing Home Transition Assistance Initiative Assessment Instrument (continued)	
Area	Assessment Items/Requirements (Examples Only)
Behavior	<ul style="list-style-type: none"> ❖ Need for supervision ❖ Need for secure physical environment ❖ History of problematic behaviors such as verbal and physical abuse
Basic Skills Training	<ul style="list-style-type: none"> ❖ Decision making ❖ Personal finance ❖ Self-management of health needs
Personal Finance	<ul style="list-style-type: none"> ❖ Income ❖ Bank accounts ❖ Changes to direct deposit ❖ Current debts ❖ Personal budget
Social/Recreation	<ul style="list-style-type: none"> ❖ Community activities/registration ❖ Peer support ❖ Availability of an advocate ❖ Caregiving

Another, longer term step that will be taken is to modify the CARES assessment process/instrument and preadmission screening and resident review (PASARR) process to provide more specific data/references for transition planning and eventual community placement.

Transition and Care Plans

For each individual seeking relocation to the community and qualified for community placement, the transition contractor, in conjunction with local agencies, will develop transition and community care plans. The plans will include the actions necessary to relocate the nursing home resident, identification of needed community supports and housing, action steps needed to affect the community placement, and parties responsible for various elements of the transition and care plans.

Relocation Care Management Services

The transition contractor, in conjunction with Medicaid and DOEA contractors/providers, will provide relocation care management services. The agencies and contractor will ensure that needed services, including one-time services needed at the time of relocation, are provided to affect the relocation of a resident from a nursing facility to a community. These services may include: location of housing; arranging for the move of the resident and his personal belongings; assisting in applying and arranging for home and community-based services at point of relocation; facilitating applications for other program assistance once in the community; and coordinating family involvement in the relocation. Nursing home residents who are interested in discharge to the community may ask for on-going care management to facilitate

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relocation. The transition assistance teams will also contact residents/families that use bed reserve days for therapeutic home visits.

Nursing Home Diversion Waiver Expansion

The Agency for Health Care Administration and the Department of Elder Affairs will seek federal approval to expand the number of slots authorized for the Medicaid Nursing Home Diversion waiver, the Assisted Living for the Elder Waiver, the Aged and Disabled Waiver and other appropriate home and community-based waivers. The waiver amendments will guarantee nursing home residents relocating to the community appropriate waiver services in the community.

Crisis Response Team

The agencies and their transition teams must be able, with appropriate supports from other agencies and programs (mental health, protective services), to immediately respond to incidents or developments that may jeopardize a community placement and lead to nursing home re-admission.

Quality Assurance/Consumer Follow-up

The transition teams/contractor will monitor community placements of nursing home residents relocated to the community (post-transition monitoring). Initially, follow up will occur on a daily/weekly basis, depending on the level of family supports, and eventually be phased to monthly monitoring. Participant assessments will include periodic face-to-face visits, telephone consults, an assessment of consumer satisfaction, identification of factors that are barriers to a successful transition, an assessment of the consumer's perceived quality of life, and a determination of changes needed in the community care plan. Monitoring findings will be distributed to all team members and other appropriate parties (families, health care providers). The teams/contractors/local agencies will assess and record information regarding factors that positively or negatively affect nursing home relocations for future planning and program modifications.

Evaluation

The Agency for Health Care Administration will conduct an evaluation of the Florida Nursing Home Transition Initiative to assess the cost savings, quality of care, and consumer satisfaction associated with the transition initiative.

Grant Funding

The Agency for Health Care Administration will seek federal and private foundation support for the Florida Nursing Home Transition Initiative.

Implementation Timeline

The table on the following page includes major action steps and their timelines to implement the Florida Nursing Home Transition Initiative.

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Table 5: Implementation Timeline	
Draft Nursing Home Transition Initiative Implementation Plan	9/03
Provide Implementation Plan to Stakeholders for Review	9/03
Finalize Nursing Home Transition Initiative Implementation Plan	9/03
Prepare Nursing Home Transition Initiative Budget Amendment	9/03
Received Federal Approval for Nursing Home Diversion Waiver Expansion	9/11/03
Begin Nursing Home Diversion Waiver Enrollment in new geographic areas	10/1/03
Secure Legislative Budget Commission Approval of Budget	10/03
Establish Nursing Home Transition Project Team	10/03
Prepare and Issue Request for Interest to Potential Transition Assistance Contractors	10/03
Select Transition Assistance Contractor	12/03
Execute Contract with Transition Assistance Contractor	12/03
Implement Florida Nursing Home Transition Assistance Initiative	1/04
Meet Goal of Enrolling 1800 New Enrollees in Nursing Home Diversion Waiver	3/04

CHAPTER 6 Strategies for FY 2004-2005 and Beyond

The rebalancing of Florida's long-term care system represents a historic opportunity to offer Florida's seniors and disabled adults the community alternatives they prefer, as well as to increase Medicaid's cost-effectiveness. As noted in the previous chapter, the initial year of the Transition Initiative will rely mainly on placement of nursing home residents into existing assisted living facilities that participate in the Medicaid Waiver Program. However, not all nursing home residents with the potential for discharge are suited for or would choose ALF placement. In addition, not all areas of the state have ALFs or other affordable community placement alternatives.

The activities to be completed in this fiscal year will help to lay the groundwork to address the challenges of continuing the rebalancing effort. These activities include methods for identifying specific residents with the greatest potential for successful transition; educational efforts for residents, families, and nursing facility staff; development of an assessment instrument; and follow-up and evaluation activities. While building on these accomplishments, the following additional strategies are recommended:

Ensure Availability and Affordability of Community Alternatives Statewide

The supply of community-based services and residential alternatives is severely limited in many rural areas. For example, Taylor County with a population of over 20,000 has no assisted living facilities, adult family-care homes, or adult day-care centers. Many such areas experience high rates of nursing home utilization. Generally speaking, nursing home residents in these areas prefer to remain where they are if the only community alternatives are out of their county of residence. Recommendations to address this issue:

- ❖ Continue to promote the development of community alternatives in under-served areas through initiatives such as the Coming Home Program funded by the Robert Wood Johnson Foundation, which aims to develop ALFs in rural areas.
- ❖ Consider mileage reimbursement to providers such as homemakers and home health agencies when traveling to serve recipients in counties when there is no service provider in the recipient's county of residence.

Promote the Availability of Affordable Housing for Disabled Adults and Elders

Currently, more than 10.5 percent of Medicaid nursing home residents (over 5,400 individuals) are disabled adults under age 60. De-institutionalizing these individuals has the potential for significant long-term cost savings, but even if they have an adequate Medicaid-funded service package they have limited options for housing in the community. They typically prefer independent settings (apartments), but cannot afford typical market rents for apartments, because their incomes from SSI or SSDI are usually well below the poverty line. Elders who have given up their homes after nursing home placement also may need affordable housing. Federal rental assistance funds in Florida are administered through local public housing authorities (PHAs), but are very limited. Recommendations to address this issue:

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- ❖ Consider using state funds from Medicaid cost savings for rent subsidies for recipients who are awaiting receipt of PHA housing assistance.
- ❖ Continue the efforts initiated under the Coming Home Program and the Real Choice Partnership to work with housing authorities to prioritize rental assistance for disabled adults receiving Medicaid waiver services.

Maintain Tight Limits on the Nursing Home Bed Supply

Many studies have indicated that increasing HCBS does not necessarily lead to a decrease in nursing home expenditures. It is important to address directly the supply of nursing home beds by:

- ❖ Continuing the nursing home bed moratorium, and close the loophole that allows new nursing home beds to be approved in areas without HCBS alternatives.
- ❖ Putting in place a true “Up or Out” program whereby poor-performing nursing homes (identified by objective criteria) are given resources and a set period of time to improve and then if they don’t the facility would be closed and the residents re-located to other settings.
- ❖ Providing mechanisms and incentives for nursing home beds to be converted to other uses. A bill considered by the Legislature in the 2003 session had considerable support.

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Department: Transportation

EOG Number: W0030

Problem Statement:

Section 339.135(6)(c), F.S. authorizes the Department of Transportation to roll forward project phases in the adopted work program into the next fiscal year of the adopted work program if they are not certified forward on June 30. Related spending authority also may be rolled forward to the next fiscal year. This unique provision allows the Department of Transportation to roll forward projects and associated spending authority from the previous years into the current year so project phases can be let to contract with a minimal delay. Without this statutory provision, projects or project phases would have to be deleted from the program and requested in the next budget cycle causing delays of a year or more. Policy makers recognize that unanticipated delays can occur for the large capital projects the department must manage. Delays can occur due to a variety of reasons such as environmental issues, permitting problems, federal requirements, local government coordination, legal issues, bid protests, and others.

The roll forward process is very similar to the certified forward process with the exception that it moves the project phase from one year to the next and allows the budget to be carried forward even though the contractual commitment has not been made. Roll forward does not allow the Department to increase its budget. The amount of prior year budget is never exceeded during the roll forward process.

Agency Request:

This amendment requests budget authority for Department of Transportation Work Program project phases, which were in the adopted work program in FY 2002/03, that will not certify forward but qualify for roll forward pursuant to section 339.135(6)(c), F.S.

The department is requesting roll forward budget in the amount of \$3.1 billion. Some of the major amounts and categories include: \$1.3 billion for Right of Way; \$813 million for Intrastate Arterial Highway Construction and associated inspection budget; \$267 million for Public Transportation; \$185 million for Resurfacing; \$236 million for Preliminary Engineering Consultants; \$132 million for Bridge Construction; \$43 million for Maintenance Contracts; and \$122 million for other categories such as Planning Grants, County Transportation Programs, Safety Grants, Toll/Turnpike Systems Equipment, etc.

This amendment requests spending authority to allow execution of projects that were rolled forward in the adopted work program. If not approved, critical highway projects would not be executed during the 2003-2004 Fiscal Year.

Governor's Recommendation: Recommend approval to increase budget authority by \$3.1 billion for the Department of Transportation (DOT) Work Program project phases which were adopted in FY 2002-03, were not certified forward but qualify for roll forward pursuant to section 339.135(6)(c), F.S.

Commission Staff Comments:

SENATE: Recommend approval by the Legislative Budget Commission as recommended by the Governor's Office.

HOUSE: Pending.

Senate Subcommittee: Transportation and Economic Development

Senate Analyst: Tom Weaver

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House Subcommittee: Transportation and Economic Development

House Analyst: Eliza Hawkins

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Line Item No.	Budget Entity / Fund / Appropriation Category Title LAS/PBS Account Number	CF	REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
			Appropriation	Appropriation	Appropriation
TRANSPORTATION					
	HIGHWAY & BRIDGE CONST. <u>State Transportation T.F.</u>				
N/A	County Transportation Programs 55100100-088572-04-2540		14,775,697	14,775,697	
1894A	Bond Guarantee 55100100-088703-04-2540		1,581,357	1,581,357	
1894B	Transportation Planning Consultants 55100100-088704-04-2540		442,843	442,843	
1894C	Intrastate Highway Construction 55100100-088716-04-2540		318,755,814	318,755,814	
1894D	Arterial Highway Construction 55100100-088717-04-2540		270,279,087	270,279,087	
1894E	C.E.I. Consultants 55100100-088718-04-2540		148,673,686	148,673,686	
1894F	Right of Way Land Acquisition 55100100-088777-04-2540		798,385,109	798,385,109	
1894G	Highway Safety Construction Grants 55100100-088796-04-2540		30,474,413	30,474,413	

Line Item No.	Budget Entity / Fund / Appropriation Category Title LAS/PBS Account Number	CF	REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
			Appropriation	Appropriation	Appropriation
TRANSPORTATION					
<u>HIGHWAY & BRIDGE CONST. State Transportation T.F. (cont.)</u>					
1894H	Resurfacing 55100100-088797-04-2540		184,052,291	184,052,291	
1894I	Bridge Construction 55100100-088799-04-2540		111,591,477	111,591,477	
1894J	Preliminary Engineering Consultants 55100100-088849-04-2540		200,902,986	200,902,986	
1894K	Right of Way Support 55100100-088853-04-2540		166,372,944	166,372,944	
1894L	Transportation Planning Grants 55100100-088854-04-2540		10,528,816	10,528,816	
1894N	Materials and Research 55100100-088857-04-2540		4,381,429	4,381,429	
1894O	TR/OTTED/TRANSP PROJECT 55100100-088859-04-2540		37,193,364	37,193,364	
<u>R-O-W ACQ BRIDGE CONS T.F.</u>					
N/A	C.E.I. Consultants 55100100-088718-04-2586		1,840,992	1,840,992	
1894F	R.O.W. Land Acquisition 55100100-088777-04-2586		252,804,239	252,804,239	
1894I	Bridge Construction 55100100-088799-04-2586		3,745,737	3,745,737	
1894J	Preliminary Engineering Consultants 55100100-088849-04-2586		1,344,457	1,344,457	

Line Item No.	Budget Entity / Fund / Appropriation Category Title LAS/PBS Account Number	REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
		CF	Appropriation	Appropriation
TRANSPORTATION				
<u>R-O-W ACQ BRIDGE CONS T.F. (cont.)</u>				
1894K	Right of Way Support 55100100-088853-04-2586		45,674,868	45,674,868
<u>TOLL FAC REVOL T.F.</u>				
1894M	G/A - Trans-Expressway Authority 55100100-088856-04-2729		14,220,000	14,220,000
<u>PUBLIC TRANSPORTATION</u>				
<u>State Transportation T.F.</u>				
1901A	Transportation Planning Consultants 55100300-088704-04-2540		241,988	241,988
1901B	Aviation Development Grants 55100300-088719-04-2540		20,815,787	20,815,787
1901C	Public Transit Development Grants 55100300-088774-04-2540		35,853,752	35,853,752
1901F	Seaport Grants 55100300-088794-04-2540		631,475	631,475
1901G	Rail Develop Grants 55100300-088808-04-2540		99,488,236	99,488,236
1901H	Intermodal Development Grants 55100300-088809-04-2540		107,607,855	107,607,855
<u>TRANSPORTATION DISADV T.F.</u>				
1901I	G/A - Transp Disadvantaged 55100300-088846-04-2731		2,805,741	2,805,741
<u>HIGHWAY OPERATIONS</u>				
<u>State Transportation T.F.</u>				
NA	DOT WORK PRO - HURR FLOYD 55150200-082044-04-2540		69,140	69,140

Line Item No.	Budget Entity / Fund / Appropriation Category Title	REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
	LAS/PBS Account Number	CF	Appropriation	Appropriation
TRANSPORTATION				
HIGHWAY OPERATIONS				
<u>State Transportation T. F. (cont.)</u>				
NA	DOT WORK PRO - HURR IRENE 55150200-082045-04-2540		296,862	296,862
NA	MD 2000-01 FLOODS-1345 WP 55150200-082048-04-2540		163,258	163,258
1913D	Highway Maintenance Contracts 55150200-088712-04-2540		43,141,699	43,141,699
1913F	Contract Maintenance with DOC 55150200-088810-04-2540		145,549	145,549
N/A	Highway Beautification Grants 55150200-088850-04-2540		1,759,803	1,759,803
1913G	Bridge Inspection 55150200-088864-04-2540		14,680,776	14,680,776
1913H	Traffic Engineering Consultant 55150200-088866-04-2540		4,422,606	4,422,606
NA	MD/98-99- HURR GEORGES-WP 55150200-089925-04-2540		767,747	767,747
TURNPIKE ENTERPRISE				
<u>TPK RENEWAL & REPLC. T.F.</u>				
1945B	Intrastate Highway Construction 55180100-088716-04-2324		1,956,762	1,956,762
1945C	C.E.I. Consultants 55180100-088718-04-2324		2,980,742	2,980,742
1945E	Resurfacing 55180100-088797-04-2324		1,316,748	1,316,748
1945F	Bridge Construction 55180100-088799-04-2324		2,076,269	2,076,269

Line Item No.	Budget Entity / Fund / Appropriation Category Title LAS/PBS Account Number	CF	REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
			Appropriation	Appropriation	Appropriation
TRANSPORTATION					
	<u>TPK RENEWAL & REPLC. T.F. (cont.)</u>				
1945G	Preliminary Engineering Consultants 55180100-088849-04-2324		3,114,764	3,114,764	
N/A	Turnpike Sys Equip & Devel 55180100-088920-04-2324		5,162,898	5,162,898	
	<u>TPKE GEN RESERVE T.F.</u>				
1945B	Intrastate Highway Construction 55180100-088716-04-2326		39,894,837	39,894,837	
1945C	C.E.I. Consultants 55180100-088718-04-2326		11,832,567	11,832,567	
1945D	ROW Land Acquisition 55180100-088777-04-2326		18,461,169	18,461,169	
N/A	Resurfacing 55180100-088797-04-2326		400,725	400,725	
1945G	Preliminary Engineering Consultants 55180100-088849-04-2326		25,965,051	25,965,051	
1945H	Right of Way Support 55180100-088853-04-2326		1,867,227	1,867,227	
1945J	Turnpike Sys Equip & Development T.F. 55180100-088920-04-2326		16,068,066	16,068,066	
	<u>TPKE BOND CONSTRUCTION T.F.</u>				
N/A	Intrastate Highway Construction 55180100-088716-04-2340		7,426,813	7,426,813	
N/A	C.E.I. Consultants 55180100-088718-04-2340		3,959,748	3,959,748	

Line Item No.	Budget Entity / Fund / Appropriation Category Title LAS/PBS Account Number	CF	REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
			Appropriation	Appropriation	Appropriation
TRANSPORTATION					
<u>TPKE BOND CONSTRUCTION T.F. (cont.)</u>					
N/A	ROW Land Acquisition 55180100-088777-04-2340		5,569	5,569	
N/A	Preliminary Engineering Consultants 55180100-088849-04-2340		52,661	52,661	
N/A	Turnpike Sys Equip & Development T.F. 55180100-088920-04-2340		516,517	516,517	
<u>State Transportation T.F.</u>					
1945A	Highway Maintenance 55180100-088712-04-2540		1,206,412	1,206,412	
1945B	Intrastate Highway Construction 55180100-088716-04-2540		3,305,787	3,305,787	
N/A	Construction Inspection Consultants 55180100-088718-04-2540		2,708,038	2,708,038	
1945G	Preliminary Engineering Consultants 55180100-088849-04-2540		5,161,731	5,161,731	
1945I	Bridge Inspection 55180100-088864-04-2540		31,245	31,245	
1945K	Tolls Sys Equip & Develop 55180100-088922-04-2540		4,362,305	4,362,305	
<u>ROW ACQ BRIDGE T.F.</u>					
NA	ROW Land Acquisition 55180100-088777-04-2586		4,570	4,570	
NA	Right of Way Support 55180100-088853-04-2586		38,430	38,430	

Medicaid Alzheimer's Home and Community Based Services Waiver

Proposed Implementation Plan Revised October 2003

Overview

The FY 2003-04 General Appropriations Act (GAA) provided authorization and funding for a Alzheimer's Home and Community-Based Service Waiver financed by Medicaid. The FY 2003-04 GAA included the following proviso language.

From the funds in Specific Appropriation 195, \$5,600,195 in the Medical Care Trust Fund is provided for an Alzheimer's Medicaid home and community-based waiver. The Agency, in consultation with the Department of Elder Affairs, shall develop and implement a program that will provide specialized services designed to maintain individuals with Alzheimer's disease or related dementias in the community when they would otherwise be in a nursing home due to their condition. Individuals served under this program must be Medicaid eligible, diagnosed with Alzheimer's disease or related dementias, meet nursing home level of care criteria, and have a capable caregiver at home. The program may be operated in designated areas of the state, as determined by the Agency. The Agency is authorized to seek federal Medicaid waivers or a state plan amendment to implement the program. The implementation plan shall be submitted to the Legislative Budget Commission for approval prior to implementation.

Funding/Budget Amendment

Because the Agency for Health Care Administration must secure approval of the Legislative Budget Commission, submit a federal home and community based (HCBS) waiver application, secure federal approval of the application, and competitively bid the program in selected areas of the state, it is anticipated that the earliest date that the waiver can be implemented is January 1, 2004. Although the \$5,600,195 appropriation is for a 12-month period, the proposed amendment requests the release of the full amount because the amount of competitive bids cannot be anticipated in advance.

Beneficiary Eligibility for the Waiver

In order to participate in the Medicaid Alzheimer's Waiver, individuals must be:

- ❖ Age 60 or older;
- ❖ Medicaid eligible (up to 300% of the Supplemental Security Income level – Medicaid Institutional Care program income standard);
- ❖ Have a diagnosis of Alzheimer's disease made or confirmed by a Memory Disorder Clinic;
- ❖ Have an assessment completed by the DOEA CARES staff and meet nursing home level of care criteria; and
- ❖ Live with a capable caregiver in a private home or apartment.

As discussed below, participants identified as being in the early, middle, and late stages of their disease will have access to a service package tailored to their needs.

Medicaid Alzheimer's Home and Community Based Services Waiver

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Geographic Region(s)

The Alzheimer's Waiver program will be operated in one or more designated regions of the state. The following criteria will be considered in the selection of the region(s) for the Alzheimer's Waiver program: network of service providers, concentration of individuals diagnosed with Alzheimer's disease, and presence of existing community resources for individuals with Alzheimer's disease.

Competitive Bidding

In each area selected for the demonstration, the Agency for Health Care Administration will conduct a competitive procurement to select a single vendor to serve as the Alzheimer's HCBS model waiver vendor. Unlike some other waivers where any qualified provider of a particular service is allowed to enroll in the waiver, the Agency believes that a competitive procurement in which the best qualified vendor is selected will provide a better test of a model waiver program and one that will provide the greatest information for possible statewide replication of the project.

Waiver Services

The vendor will offer specialized services designed to maintain individuals with Alzheimer's disease in the community. Each beneficiary's service package will be tailored to meet his/her needs as revealed by the needs assessment and care planning process. The following services are considered necessary, but they may be revised or others added based on authoritative input.

Case Management

Case management services will assist enrollees in gaining access to needed waiver and other Medicaid State Plan services, as well as needed medical, social, educational and other services, regardless of the funding source for the services. Case managers shall be responsible for the ongoing monitoring of the provision of services included in the individual's plan of care. In conjunction with CARES, the case managers shall initiate and oversee the process of assessment and reassessment of the individual's level of care and the review of plans of care. The vendor will be required to provide on-call response for crisis situations 24 hours a day, seven days a week for participants in the middle and late stages of their disease. Early-stage participants will typically receive one hour of case management per month, middle- and late-stage participants two or more hours per month.

Adult Day Health Care

Adult day health care services are furnished 4 or more hours per day on a regularly scheduled basis, for one or more days per week, in an outpatient setting. Adult day health care encompasses both health and social services that are needed to ensure the optimal functioning of the individual. Meals provided as part of these services shall not constitute a "full nutritional regimen" (3 meals per day). Specialized Alzheimer's and dementia-specific therapies in addition to physical, occupational

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and speech therapies indicated in the individual's plan of care are furnished as components of this service. Transportation between the individual's place of residence and the adult day health care center is also provided as a component of adult day health care services. The cost of this transportation is included in the rate paid to providers of adult day health care services. Typically, middle-stage participants may receive 10-20 hours of adult day health care per week, while late-stage participants may receive up to 30 hours per week. A beneficiary, however, may need full-time day care to properly support the individual and his caretaker.

Respite Care

Respite services are provided to individuals unable to care for themselves and furnished on a short-term basis because of the absence or need for relief of those persons normally providing the care. Under this service, respite care may be provided in the individual's home or place of residence, a licensed respite care facility, or assisted living facility. The amount of respite services may range up to 48 hours per month per participant.

Wandering Alarm System

This service provides for the installation and maintenance of wandering alarm systems for those individuals at risk of wandering. The following types of monitoring systems are covered under this service: alert panels, voice alarms, electromagnetic door locks, perimeter alarms and transmitter alarms. The beneficiary wears an elopement control device and should he/she pass one of the electronic receivers it alerts the caregiver by sounding an alarm. These systems will typically be approved for middle-stage participants.

Wanderer Identification and Location Programs

Wanderer identification and location programs include programs to help families monitor and track loved ones at risk of getting lost. In these programs, individuals are registered in a national database by age, name, address, physical description, and medical conditions. The names, addresses, and phone numbers of contact people are also listed. Program members receive a bracelet or necklace with an identity number, clothing labels, and wallet cards that indicate memory impairment. If a loved one wanders away, caregivers can call a toll-free number to report the situation; then an alert is sent to law enforcement agencies around the country. These systems will typically be approved for early- or middle-stage participants.

Caregiver Training

Caregiver training provides training and counseling services for the families of individuals served through the waiver. For purposes of this service, "family" is defined as the persons who live with or provide care to a person served on the waiver, and may include a parent, spouse, children, relatives, foster family, or in-laws. "Family" does not include individuals who are employed to care for the consumer. Training includes instruction about

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treatment regimens and use of equipment specified in the plan of care, and shall include updates as necessary to safely maintain the individual at home. All family training must be included in the individual's written plan of care. Caregiver training may be provided in the home or elsewhere. Caregiver training may be authorized for one to four hours per week.

Behavioral Assessment and Intervention

Behavioral assessment and intervention will provide, for a participant with intractable problematic behavior, an evaluation of the origins and triggers of the problem behavior, development of strategies to address the behavior, and orientation and assistance for the caregiver to be able to intervene to improve the behavior and maintain the improved behavior.

Incontinence Supplies

Incontinence supplies include supplies, used by the beneficiary that are essential to adequately care for the recipient's needs. Such supplies enable the recipient to either perform activities of daily living, or stabilize and monitor a health condition. Incontinence supplies available under this service are in addition to the supplies available under the Medicaid State Plan in scope and quantity. These supplies must be authorized by a case manager in consultation with a medical professional but do not require a physician's prescription. Incontinence supplies would typically be necessary for late-stage participants.

Personal Care

Personal care provides assistance with eating, bathing, dressing, personal hygiene, and activities of daily living. This service may include assistance with preparation of meals, but does not include the cost of the meals themselves. Personal care services would typically be needed for late-stage participants.

Environmental Modification

Environmental modification provides installation of grab bars, hand railings, and other features to address the risk of falling that increases as physical coordination declines.

Pharmacy Review

The annual review by a licensed pharmacist of the beneficiary's medication regimen to maximize medication benefits and to minimize side effects and compliance problems. The service includes reviewing the medication regimen in relation to the diagnosis of Alzheimer's disease and any co-occurring diagnoses, interviewing and counseling the beneficiary and caregiver, and sending a report to the prescribing practitioner with recommendations if appropriate. This service will supplement and enhance the daily medication oversight the caregiver is expected to provide.

Medicaid Alzheimer's Home and Community Based Services Waiver

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Estimated Costs and Capacity

The number of participants and their annual cost of care is estimated as follows:

f Stage of Disease	Participants	Average Monthly Cost Per Participant	Average Yearly Cost Per Participant	Total Cost
Early Stage	100	\$456	\$5,472	\$547,200
Middle Stage	230	\$1,122	\$13,464	\$3,096,720
Late Stage	100	\$1,616	\$19,392	\$1,939,200
Total	430	\$1,082	\$12,984	\$5,583,120

The number of early stage participants would be limited by the fact that many of them would not meet functional criteria for nursing home level of care. The number of late stage participants would be limited in that at the extreme limits of the disease nursing home or hospice care may be necessary or caregivers may no longer be able to cope even with optimum support. However, over time the proportion of late-stage participants could increase as the middle-stage participants experience progression of their disease.

The eventual cost, however, will depend on the successful bidder's proposed cost.

Implementation Timeline

Major Activities/ Milestones	Target Completion Date
Submission of Waiver Plan to Legislative Budget Commission for Approval	9/12/03
Select counties for implementation of the demonstration	10/1/03
Waiver Application Development, Review & Approval by AHCA, DOEA, & DCF	10/1/03
Waiver Application Submission to CMS	10/1/03
Submission of Request to Make Florida Medicaid Management Information System (FMMIS) Modifications	10/1/03
Issue RFP for Waiver Vendor in Selected Counties	10/1/03
Waiver Application Review and Approval by CMS	1/04
FMMIS Modifications	1/15/04
Selection of Waiver Vendors	12/03
Execute Contracts with Waiver Vendors	12/03
Waiver Services Provided	2/04
Initiation of Data Collection for Program Evaluation	2/04
Program Evaluation Report Finalized	9/05

Medicaid Alzheimer's Home and Community Based Services Waiver

Proposed Implementation Plan

Revised October 2003

Program Evaluation

Within the initial 24 months of operation, an evaluation of this waiver will be conducted and a report prepared for the Legislature and other interested parties. The specific evaluation questions and necessary data sources will be identified early in the waiver implementation process. The goal of the evaluation will be to determine if the availability of specialized services under the program has allowed individuals with Alzheimer's disease to remain at home longer than they would have without the services or in a non-dementia-specific program. The Agency will examine the influence the services under this waiver had on the families' willingness and ability to maintain the loved ones with dementia in the home and the numbers of nursing home days that were avoided as a result.

[Program Authority: Senate Bill 2568 and Senate Bill 2A, Line Item 195 (AHCA) and Line Item 438A (DOEA)]