Elder and Long Term Care Committee

Tuesday, March 28, 2006
11:00 AM – 12:00 PM
Reed Hall (102 HOB)

Action Packet

Allan Bense
Speaker

Hugh Gibson, III
Chair

COMMITTEE MEETING REPORT

Elder & Long-Term Care Committee

3/28/2006 11:00:00AM

Location: Reed Hall (102 HOB)

Attendance:

	Present	*Absent*	*Excused*
Hugh Gibson (Chair)	X		
Thomas Anderson	X		
Edward Bullard	X		
Donna Clarke	X		
Frank Farkas		X	
John Legg	X		
Carlos Lopez-Cantera	X		
Richard Machek	X		
Franklin Sands	X		
Totals:	**8**	**1**	**0**

Committee meeting was reported out: Tuesday, March 28, 2006 1:48:36PM

COMMITTEE MEETING REPORT

Elder & Long-Term Care Committee

3/28/2006 11:00:00AM

Location: Reed Hall (102 HOB)

HB 181 CS : Administration of Medication

[X] *Favorable*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Thomas Anderson	X				
Edward Bullard	X				
Donna Clarke	X				
Frank Farkas			X		
John Legg	X				
Carlos Lopez-Cantera	X				
Richard Machek	X				
Franklin Sands	X				
Hugh Gibson (Chair)	X				
	Total Yeas: 8	**Total Nays: 0**			

Appearances:

Administration of Medication
Mark Herron (Lobbyist) - Proponent
Carlton Palms Educational Center
215 Monroe Street, Suite 701
Tallahassee Florida 32301
Phone: 850-222-0720

Administration of Medication
Becky Maguire, RN (State Employee) - Proponent
Agency for Persons with Disabiities
4030 Esplanade Way
Tallahassee Florida 32399
Phone: 850-414-6924

Administration of Medication
W. John Matthews, III, Director of Legislative Affairs & Special Projects (Lobbyist) (State Employee) - Proponent
Florida Statewide Advocacy Council
2727 Mahan Drive, MS-57
Tallahassee Florida 32308
Phone: 850-488-6173

Committee meeting was reported out: Tuesday, March 28, 2006 1:48:36PM

COMMITTEE MEETING REPORT

Elder & Long-Term Care Committee

3/28/2006 11:00:00AM

Location: Reed Hall (102 HOB)

HB 227 CS : Personal Needs Allowance

X *Favorable*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Thomas Anderson	X				
Edward Bullard	X				
Donna Clarke	X				
Frank Farkas			X		
John Legg	X				
Carlos Lopez-Cantera	X				
Richard Machek	X				
Franklin Sands	X				
Hugh Gibson (Chair)	X				
	Total Yeas: 8	**Total Nays: 0**			

Appearances:

Personal Needs Allowance
W. John Matthews, III, Director of Legislative Affairs & Special Projects (Lobbyist) (State Employee) - Proponent
Florida Statewide Advocacy Council
2727 Mahan Drive, MS-57
Tallahassee Florida 32308
Phone: 850-488-6173

Committee meeting was reported out: Tuesday, March 28, 2006 1:48:36PM

COMMITTEE MEETING REPORT

Elder & Long-Term Care Committee

3/28/2006 11:00:00AM

Location: Reed Hall (102 HOB)

HB 1417 : Hospices

[X] *Favorable With Committee Substitute*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Thomas Anderson	X				
Edward Bullard	X				
Donna Clarke	X				
Frank Farkas			X		
John Legg	X				
Carlos Lopez-Cantera	X				
Richard Machek	X				
Franklin Sands	X				
Hugh Gibson (Chair)	X				
	Total Yeas: 8	**Total Nays: 0**			

Appearances:

Hospices
Barbara Aplin, Chief of Business Development/Wiregrass Hospice - Proponent
Hospice of the Emerald Coast
P.O. Drawer 2127
Dothan Alabama 36302
Phone: 334-792-1100

Hospices
Cam Fentriss, Legislative Counsel (Lobbyist) - Proponent
FL Hospices and Palliative Care
1400 Village Square #3-243
Tallahassee Florida 32312
Phone: 850-222-2772

Hospices
Mary Kay Cariseo (Lobbyist) - Proponent
HCR Manor Care
403 E. Park Avenue
Tallahassee Florida 32301
Phone: 850-577-0444

Hospices
Tom Panza (Lobbyist) - Proponent
Odyssey Health Care
3600 North Federal Highway
Ft. Lauderdale Florida
Phone: 954-390-0100

Committee meeting was reported out: Tuesday, March 28, 2006 1:48:36PM

COMMITTEE MEETING REPORT

Elder & Long-Term Care Committee

3/28/2006 11:00:00AM

Location: Reed Hall (102 HOB)

Hospices

Brett Bacot (Lobbyist) - Proponent

Hope Hospice
201 W. Park Avenue, #100
Tallahassee Florida 32301
Phone: 850-878-1742

Committee meeting was reported out: Tuesday, March 28, 2006 1:48:36PM

COMMITTEE MEETING REPORT

Elder & Long-Term Care Committee

3/28/2006 11:00:00AM

Location: Reed Hall (102 HOB)

HB 1503 : Agency for Persons with Disabilities

[X] *Favorable With Committee Substitute*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Thomas Anderson	X				
Edward Bullard	X				
Donna Clarke	X				
Frank Farkas			X		
John Legg	X				
Carlos Lopez-Cantera	X				
Richard Machek	X				
Franklin Sands	X				
Hugh Gibson (Chair)	X				
	Total Yeas: 8	**Total Nays: 0**			

Appearances:

Agency for Persons with Disabilities
Margaret Determan, Public Policy Coordinator (Lobbyist) - Proponent
Florida Developmental Disabilities Council
124 Marriott Drive, #203
Tallahassee Florida 32311
Phone: 850-488-1284

Agency for Persons with Disabilities
John Hall, Executive Director - Information Only
ARC/Florida
Tallahassee Florida

Agency for Persons with Disabilities
Mark Herron (Lobbyist) - Proponent
Carlton Palms Educational Center
215 Monroe Street, Suite 701
Tallahassee Florida 32303
Phone: 850-222-0720

Agency for Persons with Disabilities
Karen Koch (Cook), Director of Policy (Lobbyist) - Proponent
Florida Council for Behavioral Healthcare
316 E. Park Avenue
Tallahassee Florida 32301
Phone: 850-224-6048

Agency for Persons with Disabilities
Beth Labasky, Consultant (Lobbyist) - Proponent
Florida Association of Support Coordination
300 W. Pensacola Street, Suite 118H
Tallahassee Florida 32301
Phone: 850-322-7335

Committee meeting was reported out: Tuesday, March 28, 2006 1:48:36PM

COMMITTEE MEETING REPORT

Elder & Long-Term Care Committee

3/28/2006 11:00:00AM

Location: Reed Hall (102 HOB)

Agency for Persons with Disabilities
Sylvia Smith - Proponent
Advocacy Center
2671 Executive Center Circle W St. 100
Tallahassee Florida 32301
Phone: 850-488-9071

Agency for Persons with Disabilities
Kerry Schoolfield, Deputy Director of Operations (State Employee) - Proponent
Agency for Persons with Disabiities
4030 Esplanade Way
Tallahassee Florida 32309
Phone: 850-414-9247

Committee meeting was reported out: Tuesday, March 28, 2006 1:48:36PM

COMMITTEE MEETING REPORT

Elder & Long-Term Care Committee

3/28/2006 11:00:00AM

Location: Reed Hall (102 HOB)

Summary:

Elder & Long-Term Care Committee

Tuesday March 28, 2006 11:00 am

HB 181 CS	Favorable	Yeas: 8	Nays: 0
HB 227 CS	Favorable	Yeas: 8	Nays: 0
HB 1417	Favorable With Committee Substitute	Yeas: 8	Nays: 0
HB 1503	Favorable With Committee Substitute	Yeas: 8	Nays: 0

Committee meeting was reported out: Tuesday, March 28, 2006 1:48:36PM

COMMITTEE ATTENDANCE ROLL CALL

The Committee on Elder and Long Term Care
met at 11:00 AM o'clock on March 28, 2006 with the following attendance:

Member	Present	Absent*	Excused
Rep. Hugh Gibson, III (Chair)	✓		
Rep. Thomas Anderson	✓		
Rep. Edward Bullard	✓		
Rep. Donna Clarke	✓		
Rep. Frank Farkas			
Rep. John Legg	✓		
Rep. Carlos Lopez-Cantera	✓		
Rep. Richard Machek	✓		
Rep. Franklin Sands	✓		

Rep. Hugh Gibson, III
Chair

*A member must be excused by Chair or Speaker. A member answering roll call is presumed "present" thereafter.

House of Representatives
COMMITTEE BILL ACTION WORK SHEET

Committee on:	Elder and Long Term Care	BILL NO	HB 181 CS
Date of Meeting:	3/28/2006	Subject	Adm. of Medic
Time:	11:00 AM - 12:00 PM	Date Received	
Place:	Reed Hall (102 HOB)	Date Reported	

COMMITTEE ACTION:

- [x] Favorable
- [ ] Favorable with _____ Amendments
- [ ] Favorable with Committee Substitute
- [ ] Unfavorable
- [ ] Temporarily Passed
- [ ] Reconsidered

VOTE: **Other Action:**

Final Vote on Bill		MEMBER								
Yeas	Nays		Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays
✓		Anderson, Thomas								
✓		Bullard, Edward								
✓		Clarke, Donna								
		Farkas, Frank								
✓		Legg, John								
✓		Lopez-Cantera, Carlos								
✓		Machek, Richard								
✓		Sands, Franklin								
✓		Gibson, Hugh (Chair)								

Yeas	Nays		Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays
8		TOTALS								

House of Representatives
COMMITTEE BILL ACTION WORK SHEET

Committee on:	Elder and Long Term Care	BILL NO	HB 227 CS
Date of Meeting:	3/28/2006	Subject	Personal Nee
Time:	11:00 AM - 12:00 PM	Date Received	
Place:	Reed Hall (102 HOB)	Date Reported	

COMMITTEE ACTION:

- [x] Favorable
- [ ] Favorable with _____ Amendments
- [ ] Favorable with Committee Substitute
- [ ] Unfavorable
- [ ] Temporarily Passed
- [ ] Reconsidered

VOTE: **Other Action:**

Final Vote on Bill		MEMBER								
Yeas	Nays		Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays
✓		Anderson, Thomas								
✓		Bullard, Edward								
✓		Clarke, Donna								
		Farkas, Frank								
✓		Legg, John								
✓		Lopez-Cantera, Carlos								
✓		Machek, Richard								
✓		Sands, Franklin								
✓		Gibson, Hugh (Chair)								

Yeas	Nays		Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays
8		TOTALS								

House of Representatives
COMMITTEE BILL ACTION WORK SHEET

Committee on: Elder and Long Term Care

Date of Meeting: 3/28/2006

Time: 11:00 AM - 12:00 PM

Place: Reed Hall (102 HOB)

BILL NO HB 1417

Subject Hospices

Date Received _____

Date Reported _____

COMMITTEE ACTION:

- [ ] Favorable
- [x] Favorable with Committee Substitute
- [ ] Temporarily Passed
- [ ] Favorable with
- [ ] Unfavorable
- [ ] Reconsidered

1 Amendments

VOTE: **Other Action:**

Final Vote on Bill		MEMBER								
Yeas	Nays		Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays
✓		Anderson, Thomas								
✓		Bullard, Edward								
✓		Clarke, Donna								
		Farkas, Frank								
✓		Legg, John								
✓		Lopez-Cantera, Carlos								
✓		Machek, Richard								
✓		Sands, Franklin								
✓		Gibson, Hugh (Chair)								

Yeas	Nays		Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays
8		TOTALS								

House of Representatives
COMMITTEE BILL ACTION WORK SHEET

Committee on: Elder and Long Term Care
Date of Meeting: 3/28/2006
Time: 11:00 AM - 12:00 PM
Place: Reed Hall (102 HOB)

BILL NO: HB 1503
Subject: APD
Date Received: ____________
Date Reported: ____________

COMMITTEE ACTION:

- ☐ Favorable (crossed out)
- ☑ Favorable with Committee Substitute
- ☐ Temporarily Passed
- ☐ Favorable with 2 Amendments
- ☐ Unfavorable
- ☐ Reconsidered

VOTE: **Other Action:**

Final Vote on Bill		MEMBER	#1 w/o		#2 w/o					
Yeas	Nays		Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays
✓		Anderson, Thomas								
✓		Bullard, Edward								
✓		Clarke, Donna								
		Farkas, Frank								
✓		Legg, John								
✓		Lopez-Cantera, Carlos								
✓		Machek, Richard								
✓		Sands, Franklin								
✓		Gibson, Hugh (Chair)								

Yeas	Nays		Yeas	Nays	Yeas	Nays	Yeas	Nays	Yeas	Nays
8		TOTALS								

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1(for drafter's use only)

Bill No. **HB 1417**

COUNCIL/COMMITTEE ACTION

ADOPTED	__	(Y/N)
ADOPTED AS AMENDED	__	(Y/N)
ADOPTED W/O OBJECTION	✓	(Y/N)
FAILED TO ADOPT	__	(Y/N)
WITHDRAWN	__	(Y/N)
OTHER	____	

---

1 Council/Committee hearing bill: Elder & Long Term Care
2 Representative(s) Sansom offered the following:
3
4 **Amendment (with title amendment)**
5 Remove everything after the enacting clause and insert:
6 Section 1. Subsection (3) of section 400.601, Florida
7 Statutes, is amended to read:
8 400.601 Definitions.--As used in this part, the term:
9 (3) "Hospice" means a centrally administered corporation
10 ~~not for profit, as defined in chapter 617,~~ providing a continuum
11 of palliative and supportive care for the terminally ill patient
12 and his or her family.
13 Section 2. Section 400.602, Florida Statutes, is amended
14 to read:
15 400.602 Licensure required; prohibited acts; exemptions;
16 display, transferability of license.--
17 (1)(a) It is unlawful to operate or maintain a hospice
18 without first obtaining a license from the agency.
19 (b) It is unlawful for any person or legal entity not
20 licensed as a hospice under this part to use the word "hospice"
21 in its name, or to offer or advertise hospice services or

22 hospice-like services in such a way as to mislead a person to
23 believe that the offeror is a hospice licensed under this part.
24 (c) It is unlawful for any person or legal entity offering,
25 describing, or advertising hospice services or hospice like
26 services or otherwise holding itself out as a hospice to do so
27 without stating the year of initial licensure in Florida for it
28 or the Florida-based hospice entity or affiliate that owns it.
29 At a minimum, the year of initial licensure shall be stated
30 directly beneath the name of the licensed entity in a font no
31 less than 25 percent of the font size for the name or other
32 indication of hospice services or hospice-like services and must
33 be prominently stated at least one time on any document, item,
34 or other medium offering, describing, or advertising hospice
35 services or hospice-like services.
36 (2) Services provided by a hospital, nursing home, or
37 other health care facility, health care provider, or caregiver,
38 or under the Community Care for the Elderly Act, do not
39 constitute a hospice unless the facility, provider, or caregiver
40 establishes a separate and distinct administrative program to
41 provide home, residential, and homelike inpatient hospice
42 services.
43 (3)(a) A separately licensed hospice may not use a name
44 which is substantially the same as the name of another hospice
45 licensed under this part.
46 (b) A licensed hospice which intends to change its name or
47 address must notify the agency at least 60 days before making
48 the change.
49 (4) The license shall be displayed in a conspicuous place
50 inside the hospice program office; shall be valid only in the
51 possession of the person or public agency to which it is issued;
52 shall not be subject to sale, assignment, or other transfer,

53 voluntary or involuntary; and shall not be valid for any hospice
54 other than the hospice for which originally issued.
55 (5) A hospice must serve the entire service area for which
56 it is licensed. For any county or counties in the service area
57 with a population of 50,000 or less, the hospice must have a
58 plan for providing hospice care and meeting the needs for
59 hospice care and for reporting access and utilization for the
60 county residents and must locate an office in the county with
61 local hospice staff or trained volunteers within six months of
62 initial licensure.
63 ~~(5) Notwithstanding s. 400.601(3), any hospice operating~~
64 ~~in corporate form exclusively as a hospice, incorporated on or~~
65 ~~before July 1, 1978, may be transferred to a for-profit or not-~~
66 ~~for-profit entity, and may transfer the license to that entity.~~
67 ~~(6) Notwithstanding subsection (7) and s. 400.601(3), at~~
68 ~~any time after July 1, 1995, any entity entitled to licensure~~
69 ~~under subsection (5) may obtain a license for up to two~~
70 ~~additional hospices in accordance with the other requirements of~~
71 ~~this part and upon receipt of any certificate of need that may~~
72 ~~be required under the provisions of ss. 408.031-408.045.~~
73 Section 3. Subsection (7) is added to section 400.606,
74 Florida Statutes, to read:
75 400.606 License; application; renewal; conditional license
76 or permit; certificate of need.--
77 (7) The agency shall deny a license or renewal of a
78 license to any hospice that fails to meet any commitment for the
79 provision of hospice care or services made in the application
80 for certificate of need or any condition for the provision of
81 hospice care or services specified in the certificate of need,
82 unless the hospice can demonstrate that meeting a commitment or
83 condition is premature to the initial issuance of a license.

84 Section 4. Subsection (4) of section 400.6105, Florida
85 Statutes, is amended to read:
86 400.6105 Staffing and personnel.--
87 (4) A hospice must maintain a trained volunteer staff for
88 the purpose of providing both administrative support and direct
89 patient care. A hospice must use trained volunteers in defined
90 roles and under the supervision of a designated hospice
91 employee, in an amount that equals at least 5 percent of total
92 patient care hours of all paid hospice employees and contract
93 staff. The hospice shall document and report the use of
94 volunteers, including a record of the number of volunteers and
95 the number of hours and the tasks performed by each volunteer.
96 Section 5. No later than January 1, 2010, the Office of
97 Program Policy Analysis and Government Accountability shall
98 submit to the President of the Senate and the Speaker of the
99 House of Representatives a report analyzing the impact of for-
100 profit hospices on the delivery of care to terminally ill
101 patients and include in the report a review of the quality of
102 care offered by for-profit hospices, changes in the competitive
103 marketplace in hospice service areas, and any other information
104 deemed pertinent.
105 Section 6. In order to protect the citizens of Florida, it
106 is the intent of the legislature that no change in law or in
107 administrative rule be made to the hospice licensure and
108 certificate of need provisions until 2012 in order to correctly
109 analyze and evaluate the impact of this law on the quality of
110 hospice care in Florida.
111 Section 7. No later than December 31, 2007, the Department
112 of Elderly Affairs, in conjunction with the Agency for Health
113 Care Administration, and all hospices licensed in Florida, shall

114 develop outcome measures to determine the quality and
115 effectiveness of hospice care in Florida.
116 (a) At a minimum, these outcome measures will include a
117 requirement that fifty percent of patients who report severe
118 pain on a 0 to 10 scale must report a reduction to five or less
119 by the end of the fourth day of care on the hospice program.
120 (b) The Department of Elderly Affairs, in conjunction with
121 the Agency for Health Care Administration, and all hospices
122 licensed in Florida, shall consider and adopt national
123 initiatives, such as those developed by the National Hospice and
124 Palliative Care Organization, benchmarking quality in Florida.
125 (c) The Department of Elderly Affairs, in conjunction with
126 the Agency for Health Care Administration, and all hospices
127 licensed in Florida, shall develop an annual report for analysis
128 and evaluation of information collected under this and any other
129 data collection or reporting provisions.
130 Section 8. If any provision of this act or its application
131 to any person or circumstance is held invalid, the invalidity
132 does not affect other provisions or applications of this act
133 which can be given effect without the invalid provision or
134 application, and to this end the provisions of this act are
135 severable.
136 Section 9. This act shall take effect July 1, 2006.
137
138 ========== T I T L E A M E N D M E N T ==========
139 Remove the entire title and insert:
140 A bill to be entitled
141 An act relating to hospices; amending s. 400.601, F.S.;
142 revising the definition of hospice; amending s. 400.602,
143 F.S.; requiring that a hospice state the year of its
144 initial licensure in Florida; prescribes manner and

145 placement of notification; providing requirements for
146 service by a licensed hospice; amending s. 400.606, F.S.;
147 providing the agency shall deny a license or renewal under
148 certain circumstances; amending s. 400.6105, F.S.;
149 specifying the use of trained volunteers; requiring
150 recordkeeping and a report; requiring the Office of
151 Program Policy Analysis and Government Accountability to
152 submit a report; providing requirements; providing
153 legislative intent; providing that the Department of
154 Elderly Affairs in conjunction with the Agency for Health
155 Care Administration and all hospices licensed in Florida
156 develop outcome measures; specifying a measure; requiring
157 adoption of national standards; requiring an annual
158 report; providing for severability; providing an effective
159 date.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

Bill No. **HB 1503**

COUNCIL/COMMITTEE ACTION

ADOPTED	__	(Y/N)
ADOPTED AS AMENDED	__	(Y/N)
ADOPTED W/O OBJECTION	✓	(Y/N)
FAILED TO ADOPT	__	(Y/N)
WITHDRAWN	__	(Y/N)
OTHER	____	

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1 Council/Committee hearing bill: Elder and Long-Term Care
2 Representative(s) Lopez-Cantera offered the following:
3
4 **Amendment to Amendment and title amendments**
5 Remove line(s) 3840-3869
6
7 ========== T I T L E A M E N D M E N T ==========
8 Remove line(s) 4377-4379 and insert:
9 reports and records; amending s.435.03, F.S.,relating to
10

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. #2 (for drafter's use only)

Bill No. **1503**

COUNCIL/COMMITTEE ACTION

ADOPTED	__	(Y/N)
ADOPTED AS AMENDED	__	(Y/N)
ADOPTED W/O OBJECTION	✓	(Y/N)
FAILED TO ADOPT	__	(Y/N)
WITHDRAWN	__	(Y/N)
OTHER	____	

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1 Council/Committee hearing bill: Elder & Long-Term Care
2 Committee
3 Representative(s) Galvano offered the following:
4
5 **Amendment (with title amendment)**
6 Remove everything after the enacting clause and insert:
7 Section 1. Section 20.197, Florida Statutes, is amended to
8 read:
9 20.197 Agency for Persons with Disabilities.--There is
10 created the Agency for Persons with Disabilities, housed within
11 the Department of Children and Family Services for
12 administrative purposes only. The agency shall be a separate
13 budget entity not subject to control, supervision, or direction
14 by the Department of Children and Family Services in any manner,
15 including, but not limited to, personnel, purchasing,
16 transactions involving real or personal property, and budgetary
17 matters.
18 (1) The director of the agency shall be the agency head
19 for all purposes and shall be appointed by the Governor, subject
20 to confirmation by the Senate, and shall serve at the pleasure
21 of the Governor. The director shall administer the affairs of
22 the agency ~~and establish administrative units as needed~~ and may,

23 within available resources, employ assistants, professional
24 staff, and other employees as necessary to discharge the powers
25 and duties of the agency.
26 (2) The agency shall include a Division of Budget and
27 Planning and a Division of Operations. In addition, and in
28 accordance with s. 20.04, the director of the agency may
29 recommend establishing additional divisions, bureaus, sections,
30 and subsections of the agency in order to promote efficient and
31 effective operation of the agency.
32 (3) ~~(2)~~ The agency is ~~shall be~~ responsible for providing
33 ~~the provision of~~ all services provided to persons with
34 developmental disabilities under ~~pursuant to~~ chapter 393,
35 including the operation of all state institutional programs and
36 the programmatic management of Medicaid waivers established to
37 provide services to persons with developmental disabilities.
38 (4) ~~(3)~~ The agency shall engage in such other
39 administrative activities as are deemed necessary to effectively
40 and efficiently address the needs of the agency's clients.
41 (5) ~~(4)~~ The agency shall enter into an interagency
42 agreement that delineates the responsibilities of the Agency for
43 Health Care Administration for the following:
44 (a) The terms and execution of contracts with Medicaid
45 providers for the provision of services provided through
46 Medicaid, including federally approved waiver programs.
47 (b) The billing, payment, and reconciliation of claims for
48 Medicaid services reimbursed by the agency.
49 (c) The implementation of utilization management measures,
50 including the prior authorization of services plans and the
51 streamlining and consolidation of waivers services, to ensure
52 the cost-effective provision of needed Medicaid services and to
53 maximize the number of persons with access to such services.