

EXHIBIT A2 - SAMH PROGRAMMATIC STATE AND FEDERAL LAWS, RULES, AND REGULATIONS

The Network Service Provider and its subcontractors shall comply with all applicable state and federal laws, rules and regulations, as amended from time to time, that affect the subject areas of the contract. Authorities include but are not limited to the following:

A2.1 FEDERAL AUTHORITY

A2.1.1 Block Grants Regarding Mental Health and Substance Abuse

A2.1.1.1 Block Grants for Community Mental Health Services

42 U.S.C. ss. 300x, et seq.

A2.1.1.2 Block Grants for Prevention and Treatment of Substance Abuse

42 U.S.C. ss. 300x-21 et seq.

45 CFR Part 96, Subpart L

A2.1.2 Department of Health and Human Services, General Administration, Block Grants

45 CFR Part. 96

A2.1.3 Charitable Choice Regulations Applicable to Substance Abuse Block Grant and PATH Grant

42 CFR Part 54

A2.1.4 Confidentiality Of Substance Use Disorder Patient Records

42 CFR Part 2

A2.1.5 Security and Privacy

45 CFR Part 164

A2.1.6 Supplemental Security Income for the Aged, Blind and Disabled

20 CFR Part 416

A2.1.7 Temporary Assistance to Needy Families (TANF)

42 U.S.C. ss. 601 – 619

45 CFR, Part 260

A2.1.8 Projects for Assistance in Transition from Homelessness (PATH)

42 U.S.C. ss. 290cc-21 – 290cc-35

A2.1.9 Equal Opportunity for Individuals with Disabilities (Americans with Disabilities Act of 1990)

42 U.S.C. ss. 12101 – 12213

A2.1.10 Prevention of Trafficking (Trafficking Victims Protection Act of 2000)

22 U.S.C. s. 7104

2 CFR Part 175

A2.1.11 Governmentwide Requirements for Drug-Free Workplace (Financial Assistance)

2 CFR Part 182

2 CFR Part 382

A2.1.12 The 988 Suicide and Crisis Lifeline

The Communications Act of 1934

47 U.S.C. 609

46 U.S.C. 251

A2.2 FLORIDA STATUTES

A2.2.1 Child Welfare and Community Based Care

Ch. 39, F.S. Proceedings Relating to Children

Ch. 402, F.S. Health and Human Services: Miscellaneous Provisions

A2.2.2 Substance Abuse and Mental Health Services

Ch. 381, F.S. Public Health: General Provisions

Ch. 386, F.S. Particular Conditions Affecting Public Health

Ch. 394, F.S. Mental Health

Ch. 395, F.S. Hospital Licensing and Regulation

Ch. 397, F.S. Substance Abuse Services

Ch. 400, F.S. Nursing Home and Related Health Care Facilities

Ch. 414, F.S. Family Self-Sufficiency

Ch. 458, F.S. Medical Practice

Ch. 464, F.S. Nursing

Ch. 465, F.S. Pharmacy

Ch. 490, F.S. Psychological Services

Ch. 491, F.S. Clinical, Counseling, and Psychotherapy Services

Ch. 499, F.S. Florida Drug and Cosmetic Act

Ch. 553, F.S. Building Construction Standards

Ch. 893, F.S. Drug Abuse Prevention and Control

§ 409.906(8), F.S. Optional Medicaid Services – Community Mental Health Services

A2.2.3 Developmental Disabilities

Ch. 393, F.S. Developmental Disabilities

A2.2.4 Adult Protective Services

Ch. 415, F.S. Adult Protective Services

A2.2.5 Forensics

Ch. 916, F.S. Mentally Ill and Intellectually Disabled Defendants

Ch. 985, F.S. Juvenile Justice; Interstate Compact on Juveniles

§ 985.19, F.S. Incompetency in Juvenile Delinquency Cases

§ 985.24, F.S. Use of detention; prohibitions

A2.2.6 State Administrative Procedures and Services

Ch. 119, F.S. Public Records

Ch. 120, F.S. Administrative Procedures Act

Ch. 287, F.S. Procurement of Personal Property and Services

Ch. 435, F.S. Employment Screening

Ch. 815, F.S. Computer-Related Crimes

Ch. 817, F.S. Fraudulent Practices

§ 112.061, F.S. Per diem and travel expenses of public officers, employees, and authorized persons; statewide travel management system

§ 112.3185, F.S. Additional standards for state agency employees

§ 215.422, F.S. Payments, warrants, and invoices; processing time limits; dispute resolution; agency or judicial branch compliance

§ 216.181(16)(b), F.S. Advanced funds for program startup or contracted services

A2.3 FLORIDA ADMINISTRATIVE CODE

A2.3.1 Child Welfare and Community Based Care

Ch. 65C-45, F.A.C. Levels of Licensure

Ch. 65C-46, F.A.C. Child-Caring Agency Licensing

Ch. 65C-15, F.A.C. Child-Placing Agencies

A2.3.2 Substance Abuse and Mental Health Services

Ch. 65D-30, F.A.C. Substance Abuse Services Office

Ch. 65E-4, F.A.C. Community Mental Health Regulation

Ch. 65E-5, F.A.C. Mental Health Act Regulation

Ch. 65E-9, F.A.C. Licensure of Residential Treatment Centers

Ch. 65E-11, F.A.C. Behavioral Health Services

Ch. 65E-12, F.A.C. Public Mental Health Crisis Stabilization Units and Short Term Residential Treatment Programs

Ch. 65E-14, F.A.C. Community Substance Abuse and Mental Health Services – Financial Rules

Ch. 65E-16, F.A.C. Indigent Psychiatric Medication Program

Ch. 65E-20, F.A.C. Forensic Client Services Act Regulation

Ch. 65E-26, F.A.C. Substance Abuse and Mental Health Priority Populations and Services

A2.3.3 Financial Penalties

Ch. 65-29, F.A.C. Penalties on Service Providers

A2.4 MISCELLANEOUS

A2.4.1 Department of Children and Families Operating Procedures

CFOP 155-10/175-40 Services for Children with Mental Health and Any Other Co-Occurring Substance Abuse or Developmental Disability Treatment Needs in Out-of-Home Care Placements

CFOP 155-11 Title XXI Behavioral Health Network

CFOP 155-47 Processing Referrals from the Department Of Corrections

CFOP 215-6 Incident Reporting and Analysis System (IRAS)

A2.4.2 Standards applicable to Cost Principles, Audits, Financial Assistance and Administrative

Requirements

§ 215.425, F.S. Extra Compensation Claims prohibited; bonuses; severance pay

§ 215.97, F.S. Florida Single Audit Act

§ 215.971, F.S. Agreements funded with federal or state assistance

Ch. 65I-42, F.A.C. Travel Expenses

Ch. 69I-5, F.A.C. State Financial Assistance

CFO's Memorandum No. 01 - Contract and Grant Reviews and Related Payment Processing Requirements

CFO's Memorandum No. 02 - Reference Guide for State Expenditures

Comptroller's Memorandum No. 04 - Guidance on all Contractual Service Agreements Pursuant to Section 215.971, Florida Statutes

CFO's Memorandum No. 20 - Compliance Requirements for Agreements

2 CFR, Part 180 Office of Management and Budget Guidelines to Agencies on Government Wide Debarment and Suspension (Non-procurement)

2 CFR., Part 200 Office of Management and Budget Guidance - Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, available at <https://www.ecfr.gov/current/title-2/subtitle-A/chapter-II/part-200>

2 CFR, Part 300 Department of Health and Human Services - Office of Management and Budget Guidance - Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, Adoption of 2 CFR Part 200

45 CFR, Part 75 Uniform Administration Requirements, Cost Principles, and Audit Requirements for HHS Awards

A2.4.3 Data Collection and Reporting Requirements

§ 394.74(3)(e), F.S. Data Submission

§ 394.9082, F.S. Behavioral health managing entities

§ 394.77, F.S. Uniform management information, accounting, and reporting systems for providers

§ 397.321(3)(c), F.S. Data collection and dissemination system

DCF PAM 155-2 Financial and Services Accountability Management System (FASAMS)

The State and Federal Laws, Rules, and Regulations will be administered according to DCF Exhibit A2, which can be found at following link using the applicable fiscal year: <https://www.myflfamilies.com/services/samh/providers/managing-entities>.