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:

I. PROGRAMMATIC AUTHORITY (FEDERAL)
   A. Mental Health
      42 U.S.C. 300x, et. seq.
   B. Substance Abuse Prevention and Treatment Block Grant (SAPTBG)
      42 U.S.C. 290kk, et. seq.
      42 U.S.C. 300x-21 et. seq.
      42 C.F.R. pt. 54
      45 C.F.R. pt. 96
      Restrictions on expenditures of SAPTBG
      45 C.F.R. 96.135
   C. Substance Abuse-Confidentiality
      42 C.F.R., Part 2
   D. Health Insurance Portability and Accountability Act (HIPAA)
      45 C.F.R. 164
   E. Social Security Income for the Aged, Blind, and Disabled
      20 C.F.R. 416
   F. Endorsement and Payment of Checks Drawn on the United States Treasury
      31 C.F.R. 240 relating to SSA
   G. Temporary Assistance to Needy Families (TANF)
      Part A, Title IV of the Social Security Act
      45 C.F.R., Part 260
      Section 414.1585, F.S.
   H. Positive Alternatives to Homelessness (PATH)
      Public Health Services Act, Title V, Part C, Section 521, as amended
      42 U.S.C. 290cc-21 et. seq.
      Stewart B. McKinney Homeless Assistance Amendments Act of 1990, Public Law 101-645
      42 C.F.R., Part 54
   I. Americans with Disabilities Act of 1990
      42 U.S.C. 12101 et seq.
FLORIDA STATUTES

All State of Florida Statutes can be found at the following website:
http://www.leg.state.fl.us/Welcome/index.cfm

A. Child Welfare and Community Based Care
   - Chapter 39, F.S. Proceedings Relating to Children
   - Chapter 119, F.S. Public Records
   - Chapter 402, F.S. Health and Human Services; Miscellaneous Provisions
   - Chapter 435, F.S. Employment Screening
   - Chapter 490, F.S. Psychological Services
   - Chapter 491, F.S. Clinical, Counseling, and Psychotherapy services
   - Chapter 1002, F.S. Student and Parental Rights and Educational Choices
   - Section 402.3057, F.S. Persons not required to be fingerprinted or rescreened
   - Section 414.295, F.S. Temporary Cash Assistance; Public Records Exemptions

B. Substance Abuse and Mental Health Services
   - Chapter 381, F.S. Public Health General Provisions
   - Chapter 386, F.S. Particular Conditions Affecting Public Health
   - Chapter 395, F.S. Hospital Licensing and Regulation
   - Chapter 394, F.S. Mental Health
   - Chapter 397, F.S. Substance Abuse Services
   - Chapter 400, F.S. Nursing Home and Related Health Care Facilities
   - Chapter 435, F.S. Employment Screening
   - Chapter 458, F.S. Medical Practice
   - Chapter 459, F.S. Osteopathic Medicine
   - Chapter 464, F.S. Nursing
   - Chapter 465, F.S. Pharmacy
   - Chapter 490, F.S. Psychological Services
   - Chapter 491, F.S. Clinical, Counseling and Psychotherapy Services
   - Chapter 499, F.S. Drug, Cosmetic, and Household Products
   - Chapter 553, F.S. Building Construction Standards
   - Chapter 893, F.S. Drug Abuse Prevention and Control
   - Section 409.906(8), F.S. Optional Medicaid – Community Mental Health Services

C. Developmental Disabilities
   - Chapter 393, F.S. Developmental Disabilities
D. Adult Protective Services
   Chapter 415, F.S. Adult Protective Services

E. Forensics
   Chapter 916, F.S. Mentally Deficient and Mentally Ill Defendants
   Chapter 985, F.S. Juvenile Justice; Interstate Compact on Juveniles
   Section 985.19, F.S. Incompetency in Juvenile Delinquency Cases
   Section 985.24, F.S. Interstate Compact on Juveniles; Use of detention; prohibitions

F. State Administrative Procedures and Services
   Chapter 120, F.S. Administrative Procedures Act
   Chapter 287, F.S. Procurement of Personal Property and Services
   Chapter 815, F.S. Computer–Related Crimes
   Section 112.061, F.S. Per diem and Travel Expenses*
   Section 112.3185, F.S. Additional Standards for State Agency Employees
   Section 215.422, F.S. Payments, Warrants, and Invoices; Processing Times
   Section 216.181(16)(b), F.S. Advanced funds invested in interest bearing accounts

   *Travel Expenses are specified in the DFS Reference Guide for State Expenditures

III. FLORIDA ADMINISTRATIVE CODE (RULES)
   All references to F.A.C. may be found at the following website:
   https://www.flrules.org/
   A. Child Welfare and Community Based Care
      Rule 65C-12, F.A.C. Emergency Shelter Care
      Rule 65C-13, F.A.C. Substitute Care of Children
      Rule 65C-14, F.A.C. Group Care
      Rule 65C-15, F.A.C. Child Placing Agencies

   B. Substance Abuse and Mental Health Services
      Rule 65C-12, F.A.C. Emergency Shelter Care
      Rule 65D-30, F.A.C. Substance Abuse Services Office
      Rule 65E-4, F.A.C. Community Mental Health Regulation
      Rule 65E-5, F.A.C. Mental Health Act Regulation
      Rule 65E-10, F.A.C. Psychotic and Emotionally Disturbed Children Purchase of Residential Services Rules
      Rule 65E-12, F.A.C. Public Mental Health, Crisis Stabilization Units, Short Term Residential Treatment Programs

Updated 3/1/2014
C. Financial Penalties

Rule 65-29.001, F.A.C.  Financial Penalties for a Provider’s Failure to Comply with a Requirement for Corrective Action

IV. MISCELLANEOUS

A. Department of Children and Families Operating Procedures

CFOP 155-10  Services for Children with Mental Health and Any Co-occurring Substance Abuse Treatment Needs In Out of Home Care Placements

CFOP 215-6  Incident Reporting and Client Risk Prevention

B. Federal Cost Principles

OMB Circular A-21  Cost Principles for Educational Institutions

OMB Circular A-87  Cost Principles for State, Local, and Indian Tribal Governments

OMB Circular A102  Grants and Cooperative Agreements with State and Local Governments

OMB Circular A-122  Cost Principles for Non-Profit Organizations

C. Audits

OMB Circular A-133  Audits of States, Local Governments, and Non-Profit Organizations

Section 215.97, F.S.  Florida Single Audit Act

Comptrollers Memorandum #03  Florida Single Audit Act Implementation (1999-2000)

D. Administrative Requirements

45 C.F.R., Part 74  Uniform Administration Requirements for Awards and Subawards to Institutions of Higher Education, Hospitals, other Non-Profit Organizations and Other Commercial Organizations

45 C.F.R., Part 92  Uniform Administration Requirements (State and Local Governments)

OMB Circular A110  Uniform Administrative Requirements for Grants and Other Agreements

U.S. Department of Health and Human Services Grant Requirements, 2007

E. Data Collection and Reporting Requirements
<table>
<thead>
<tr>
<th>Rule/Section</th>
<th>Description</th>
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</thead>
<tbody>
<tr>
<td>Rule 65E-14.022, F.A.C.</td>
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<tr>
<td>Section 397.321(3)(c), F.S.</td>
<td>Data collection, and dissemination system</td>
</tr>
<tr>
<td>Section 394.74(3)(e), F.S.</td>
<td>Data Submission</td>
</tr>
<tr>
<td>Section 394.77, F.S.</td>
<td>Uniform management information, accounting, and reporting</td>
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<td>systems for providers</td>
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<tr>
<td>DCF Pamphlet 155-2</td>
<td>Mental Health and Substance Abuse Data Measurement Handbook</td>
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