

PCS for HB 1179

ORIGINAL

YEAR

27 400.506, Florida Statutes, is amended to read:

28 400.506 Licensure of nurse registries; requirements;
29 penalties.—

30 (6) (a) A nurse registry may refer for contract in private
31 residences registered nurses and licensed practical nurses
32 registered and licensed under part I of chapter 464, certified
33 nursing assistants certified under part II of chapter 464, home
34 health aides who present documented proof of successful
35 completion of the training required by rule of the agency, and
36 companions or homemakers for the purposes of providing those
37 services authorized under s. 400.509(1). A licensed nurse
38 registry shall ensure that each certified nursing assistant
39 referred for contract by the nurse registry and each home health
40 aide referred for contract by the nurse registry has presented
41 credentials which demonstrate adequate training ~~is adequately~~
42 ~~trained~~ to perform the tasks of a home health aide in the home
43 setting. Each person referred by a nurse registry must provide
44 current documentation that he or she is free from communicable
45 diseases.

46 (d) When a person is referred for contract to a patient's
47 home by a nurse registry, the nurse registry shall advise the
48 patient, the patient's family, or any other person acting on
49 behalf of the patient at the time the contract for services is
50 made that the person referred for contract is an independent
51 contractor and that the nurse registry has no obligation to
52 monitor, supervise, manage, or train a person referred for

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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53 contract.

54 (19) A person referred for contract by a nurse registry is
 55 an independent contractor and not an employee of the nurse
 56 registry. A nurse registry is not required to monitor,
 57 supervise, manage, or train persons referred for contract by the
 58 nurse registry. If a nurse registry has knowledge of a
 59 violation of law by a person referred for contract, the nurse
 60 registry shall advise the patient to terminate the referred
 61 person's contract, providing the reason for the suggested
 62 termination; cease referring the person; and notify the
 63 licensing board of any practice violations.

64 (20) A nurse registry has no obligation to review or take
 65 action upon records that are required to be maintained by the
 66 nurse registry under this section except as required in
 67 subsection (19).

68 Section 2. This act shall take effect July 1, 2014.