



Appropriations Committee

Tuesday, February 28, 2012
8:30 AM – 9:45 AM
212 Knott Building

Action Packet

Dean Cannon
Speaker

Denise Grimsley
Chair

COMMITTEE MEETING REPORT

Appropriations Committee

2/28/2012 8:30:00AM

Location: Webster Hall (212 Knott)

Summary:

Appropriations Committee

Tuesday February 28, 2012 08:30 am

CS/CS/HB 1355	Favorable With Committee Substitute	Yeas: 24	Nays: 0
Amendment 477851	Adopted Without Objection		
Amendment 961287	Adopted Without Objection		
HB 7129	Favorable	Yeas: 18	Nays: 5
HB 7133	Favorable With Committee Substitute	Yeas: 23	Nays: 0
Amendment 030935	Adopted Without Objection		
Amendment 404681	Adopted Without Objection		
Amendment 417051	Adopted Without Objection		
Amendment 520297	Adopted Without Objection		
Amendment 568617	Adopted Without Objection		
Amendment 787863	Adopted Without Objection		

Committee meeting was reported out: Tuesday, February 28, 2012 11:36:03AM

COMMITTEE MEETING REPORT

Appropriations Committee

2/28/2012 8:30:00AM

Location: Webster Hall (212 Knott)

Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Denise Grimsley (Chair)	X		
Gary Aubuchon	X		
Leonard Bembry	X		
Charles Chestnut IV	X		
Marti Coley	X		
Chris Dorworth	X		
Richard Glorioso	X		
Ed Hooper	X		
Mike Horner	X		
Matt Hudson	X		
Dorothy Hukill	X		
Mia Jones	X		
Martin Kiar	X		
Paige Kreegel	X		
Seth McKeel	X		
H. Marlene O'Toole	X		
Ari Porth	X		
William Proctor	X		
Darryl Rouson	X		
Franklin Sands	X		
Ron Saunders	X		
Robert Schenck	X		
William Snyder	X		
Trudi Williams	X		
Totals:	24	0	0

Committee meeting was reported out: Tuesday, February 28, 2012 11:36:03AM

COMMITTEE MEETING REPORT

Appropriations Committee

2/28/2012 8:30:00AM

Location: Webster Hall (212 Knott)

CS/CS/HB 1355 : Protection of Vulnerable Persons

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Gary Aubuchon	X				
Leonard Bemby	X				
Charles Chestnut IV	X				
Marti Coley	X				
Chris Dorworth	X				
Richard Glorioso	X				
Ed Hooper	X				
Mike Horner	X				
Matt Hudson	X				
Dorothy Hukill	X				
Mia Jones	X				
Martin Kiar	X				
Paige Kreegel	X				
Seth McKeel	X				
H. Marlene O'Toole	X				
Ari Porth	X				
William Proctor	X				
Darryl Rouson	X				
Franklin Sands	X				
Ron Saunders	X				
Robert Schenck	X				
William Snyder	X				
Trudi Williams	X				
Denise Grimsley (Chair)	X				
Total Yeas: 24		Total Nays: 0			

CS/CS/HB 1355 Amendments

Amendment 477851

Adopted Without Objection

Amendment 961287

Adopted Without Objection

Appearances:

CS/CS/HB 1355-Protection of Vulnerable Persons
Dritt, Jennifer (Lobbyist) - Waive In Support
Florida Council Against Sexual Violence
1820 E Park Avenue, Suite 100
Tallahassee FL 32301
Phone: 850-297-2000

Committee meeting was reported out: Tuesday, February 28, 2012 11:36:03AM

COMMITTEE MEETING REPORT

Appropriations Committee

2/28/2012 8:30:00AM

Location: Webster Hall (212 Knott)

CS/CS/HB 1355 : Protection of Vulnerable Persons (continued)

Appearances: (continued)

CS/CS/HB 1355-Protection of Vulnerable Persons

Book, Ron (Lobbyist) - Proponent

Lauren's Kids

104 W. Jefferson

Tallahassee FL 32301

Phone: 850-224-3427

CS/CS/HB 1355-Protection of Vulnerable Persons

Book, Lauren (General Public) - Proponent

Lauren's Kids

104 W. Jefferson

Tallahassee FL 32301

Phone: 850-224-3427

Committee meeting was reported out: Tuesday, February 28, 2012 11:36:03AM

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/CS/HB 1355 (2012)

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	—	(Y/N)
ADOPTED AS AMENDED	—	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	—	(Y/N)
WITHDRAWN	—	(Y/N)
OTHER	_____	

1 Committee/Subcommittee hearing bill: Appropriations Committee
2 Representative Dorworth offered the following:

3
4 **Amendment**

5 Remove lines 258-276 and insert:

6 committed on the property of the university, college, or school,
7 or during an event or function sponsored by the university,
8 college, or school, or who knowingly and willfully prevent
9 another person from doing so, shall be subject to fines of \$1
10 million for each such failure.

11 (a) A Florida College System institution subject to a fine
12 shall be assessed by the State Board of Education.

13 (b) A state university subject to a fine shall be assessed
14 by the Board of Governors.

15 (c) A nonpublic college, university or school subject to a
16 fine shall be assessed by the Commission for Independent
17 Education.

18 (4) Any Florida College System institution, state
19 university, or nonpublic college, university, or school, as

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/CS/HB 1355 (2012)

Amendment No. 1

20 defined in s. 1000.21 or s. 1005.02, whose law enforcement
21 agency fails to report known or suspected child abuse,
22 abandonment, or neglect committed on the property of the
23 university, college, or school, or during an event or function
24 sponsored by the university, college, or school, shall be
25 subject to fines of \$1 million for each such failure, assessed
26 in the same manner as subsection (3).

27 (5) Any Florida College System institution, state
28 university, or nonpublic college, university or school, as
29 defined in s. 1000.21 or s. 1005.02, shall have the right to
30 challenge the determination that the
31

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/CS/HB 1355 (2012)

Amendment No. 2

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	—	(Y/N)
ADOPTED AS AMENDED	—	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	—	(Y/N)
WITHDRAWN	—	(Y/N)
OTHER	_____	

1 Committee/Subcommittee hearing bill: Appropriations Committee
2 Representative Dorworth offered the following:

4 **Amendment (with title amendment)**

5 Between lines 421 and 422, insert:

6 Section 10. For Fiscal Year 2012-13, 47 full-time
7 equivalent positions, with associated salary rate of \$1,513,326
8 are authorized and the sums of \$2,164,016 in recurring funds and
9 \$281,000 in nonrecurring funds is appropriated from the General
10 Revenue Fund to the Department of Children and Family Services
11 for additional costs associated with the changes in mandatory
12 reporting of child abuse, abandonment, or neglect pursuant to s.
13 39.201, Florida Statutes.

17 -----
18 **T I T L E A M E N D M E N T**

19 Remove line 48 and insert:

961287 - h1355-line421 Dorworth2.docx

Published On: 2/27/2012 9:03:32 PM

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/CS/HB 1355 (2012)

Amendment No. 2

20 providing an appropriation; authorizing full-time equivalent
21 positions with associated salary rates within the Department of
22 Children & Family Services; providing an effective date.
23

COMMITTEE MEETING REPORT

Appropriations Committee

2/28/2012 8:30:00AM

Location: Webster Hall (212 Knott)

HB 7129 : State Universities of Academic and Research Excellence and National Preeminence

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Gary Aubuchon	X				
Leonard Bembry	X				
Charles Chestnut IV	X				
Marti Coley	X				
Chris Dorworth	X				
Richard Glorioso	X				
Ed Hooper	X				
Mike Horner	X				
Matt Hudson	X				
Dorothy Hukill			X		
Mia Jones		X			
Martin Kiar		X			
Paige Kreegel		X			
Seth McKeel	X				
H. Marlene O'Toole	X				
Ari Porth		X			
William Proctor	X				
Darryl Rouson	X				
Franklin Sands		X			
Ron Saunders	X				
Robert Schenck	X				
William Snyder	X				
Trudi Williams	X				
Denise Grimsley (Chair)	X				
Total Yeas: 18		Total Nays: 5			

Committee meeting was reported out: Tuesday, February 28, 2012 11:36:03AM

COMMITTEE MEETING REPORT

Appropriations Committee

2/28/2012 8:30:00AM

Location: Webster Hall (212 Knott)

HB 7133 : Quality Improvement Initiatives for Entities Regulated by the Agency for Health Care Administration

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Gary Aubuchon	X				
Leonard Bemby	X				
Charles Chestnut IV	X				
Marti Coley	X				
Chris Dorworth	X				
Richard Glorioso	X				
Ed Hooper	X				
Mike Horner	X				
Matt Hudson	X				
Dorothy Hukill	X				
Mia Jones				X	
Martin Kiar	X				
Paige Kreegel	X				
Seth McKeel	X				
H. Marlene O'Toole	X				
Ari Porth	X				
William Proctor	X				
Darryl Rouson	X				
Franklin Sands	X				
Ron Saunders	X				
Robert Schenck	X				
William Snyder	X				
Trudi Williams	X				
Denise Grimsley (Chair)	X				
Total Yeas: 23		Total Nays: 0			

HB 7133 Amendments

Amendment 030935

Adopted Without Objection

Amendment 404681

Adopted Without Objection

Amendment 417051

Adopted Without Objection

Amendment 520297

Adopted Without Objection

Committee meeting was reported out: Tuesday, February 28, 2012 11:36:03AM

COMMITTEE MEETING REPORT

Appropriations Committee

2/28/2012 8:30:00AM

Location: Webster Hall (212 Knott)

HB 7133 : Quality Improvement Initiatives for Entities Regulated by the Agency for Health Care Administration (continued)

Amendment 568617

Adopted Without Objection

Amendment 787863

Adopted Without Objection

Appearances:

HB 7133

Cantwell, Laura (Lobbyist) - Waive In Support

AARP

200 West College Avenue Suite 304

Tallahassee FL 32301

Phone: (850)577-5163

Committee meeting was reported out: Tuesday, February 28, 2012 11:36:03AM

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 7133 (2012)

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> ✓ </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Appropriations Committee
2 Representative Schenck offered the following:

3
4 **Amendment**

5 Remove lines 243-251 and insert:
6 information regarding:

7 (a) The purpose of the State Long-Term Care Ombudsman
8 Program,

9 (b) The statewide toll-free telephone number for receiving
10 complaints,

11 (c) The residents rights under s. 429.28 including
12 information that retaliatory action cannot be taken against a
13 resident for presenting grievances or for exercising any other
14 of these rights, and

15 (d) Other relevant information regarding how to contact
16 the program.

17
18 Residents or their representatives must be furnished additional
19 copies of this information upon request.

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 7133 (2012)

Amendment No. 1

20

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 7133 (2012)

Amendment No. 2

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<input type="checkbox"/>	(Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/>	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	<input type="checkbox"/>	(Y/N)
WITHDRAWN	<input type="checkbox"/>	(Y/N)
OTHER	<input type="checkbox"/>	

1 Committee/Subcommittee hearing bill: Appropriations Committee
2 Representative Schenck offered the following:

3
4 **Amendment**

5 Between lines 612 and 613, insert:

6 (9) Payment adjustments made pursuant to this section
7 shall not result in expenditures that exceed the amounts
8 appropriated in the General Appropriations Act for hospitals,
9 nursing homes and managed care plans.

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 7133 (2012)

Amendment No. 3

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	—	(Y/N)
ADOPTED AS AMENDED	—	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	—	(Y/N)
WITHDRAWN	—	(Y/N)
OTHER	_____	

1 Committee/Subcommittee hearing bill: Appropriations Committee
2 Representative Schenck offered the following:

3
4 **Amendment (with title amendment)**

5 Between lines 1200 and 1201, insert:

6 Section 21. For Fiscal Year 2012-2013, 8 full-time
7 equivalent positions, with associated salary rate of 324,962 are
8 authorized and the sum of \$554,399 in recurring funds from the
9 Health Care Trust Fund of the Agency for Health Care
10 Administration are appropriated to the Agency for Health Care
11 Administration for the purpose of carrying out the regulatory
12 activities provided in this act.

13
14
15
16
17 -----
18 **T I T L E A M E N D M E N T**

19 Remove line 118 and insert:

404681 - h7133-line1200 Schenck3.docx

Published On: 2/27/2012 9:16:45 PM

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 7133 (2012)

Amendment No. 3

20 availability of funds; providing an appropriation; providing an
21 effective date.

22

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 7133 (2012)

Amendment No. 4

COMMITTEE/SUBCOMMITTEE 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 Committee/Subcommittee hearing bill: Appropriations Committee
2 Representative Schenck offered the following:

3
4 **Amendment (with title amendment)**

5 Between lines 425 and 426, insert:

6 Section 7. Paragraph (c) of subsection (4) of section
7 409.212, Florida Statutes, is amended to read:

8 409.212 Optional supplementation.—

9 (4) In addition to the amount of optional supplementation
10 provided by the state, a person may receive additional
11 supplementation from third parties to contribute to his or her
12 cost of care. Additional supplementation may be provided under
13 the following conditions:

14 (c) The additional supplementation shall not exceed four
15 ~~two~~ times the provider rate recognized under the optional state
16 supplementation program.

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 7133 (2012)

Amendment No. 4

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T I T L E A M E N D M E N T

Remove line 41 and insert:
Act; amending s. 409.212, F.S., increasing the amount of
additional supplementation a person may receive who receives
optional supplementation; creating s. 409.986, F.S., providing
definitions

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 7133 (2012)

Amendment No. 5

COMMITTEE/SUBCOMMITTEE 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 Committee/Subcommittee hearing bill: Appropriations Committee
2 Representative Schenck offered the following:

3
4 **Amendment**

5 Remove lines 431-432 and insert:
6 provider that accounts for the severity of illness, diagnosis
7 related groups, and the age of a patient.
8

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 7133 (2012)

Amendment No. 6

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	_____	

1 Committee/Subcommittee hearing bill: Appropriations Committee
2 Representative Schenck offered the following:

3
4 **Amendment (with directory and title amendments)**

5 Between lines 683 and 684, insert:

6 (3) In addition to the requirements of s. 408.806, each
7 license granted by the agency must state the type of care for
8 which the license is granted. Licenses shall be issued for one
9 or more of the following categories of care: standard, extended
10 congregate care, limited nursing services, or limited mental
11 health.

12 (b) An extended congregate care license shall be issued to
13 facilities providing, directly or through contract, services
14 beyond those authorized in paragraph (a), including services
15 performed by persons licensed under part I of chapter 464 and
16 supportive services, as defined by rule, to persons who would
17 otherwise be disqualified from continued residence in a facility
18 licensed under this part.

Amendment No. 6

19 1. In order for extended congregate care services to be
20 provided, the agency must first determine that all requirements
21 established in law and rule are met and must specifically
22 designate, on the facility's license, that such services may be
23 provided and whether the designation applies to all or part of
24 the facility. Such designation may be made at the time of
25 initial licensure or relicensure, or upon request in writing by
26 a licensee under this part and part II of chapter 408. The
27 notification of approval or the denial of the request shall be
28 made in accordance with part II of chapter 408. Existing
29 facilities qualifying to provide extended congregate care
30 services must have maintained a standard license and may not
31 have been subject to administrative sanctions during the
32 previous 2 years, or since initial licensure if the facility has
33 been licensed for less than 2 years, for any of the following
34 reasons:

- 35 a. A class I or class II violation;
- 36 b. Three or more repeat or recurring class III violations
37 of identical or similar resident care standards from which a
38 pattern of noncompliance is found by the agency;
- 39 c. Three or more class III violations that were not
40 corrected in accordance with the corrective action plan approved
41 by the agency;
- 42 d. Violation of resident care standards which results in
43 requiring the facility to employ the services of a consultant
44 pharmacist or consultant dietitian;
- 45 e. Denial, suspension, or revocation of a license for
46 another facility licensed under this part in which the applicant

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 7133 (2012)

Amendment No. 6

47 for an extended congregate care license has at least 25 percent
48 ownership interest; or

49 f. Imposition of a moratorium pursuant to this part or
50 part II of chapter 408 or initiation of injunctive proceedings.

51 2. A facility that is licensed to provide extended
52 congregate care services shall maintain a written progress
53 report on each person who receives services which describes the
54 type, amount, duration, scope, and outcome of services that are
55 rendered and the general status of the resident's health. A
56 registered nurse, or appropriate designee, representing the
57 agency shall visit the facility at least once a year ~~quarterly~~
58 to monitor residents who are receiving extended congregate care
59 services and to determine if the facility is in compliance with
60 this part, part II of chapter 408, and relevant rules. One of
61 the visits may be in conjunction with the regular survey. The
62 monitoring visits may be provided through contractual
63 arrangements with appropriate community agencies. A registered
64 nurse shall serve as part of the team that inspects the
65 facility. The agency may waive a ~~one of the required yearly~~
66 monitoring visits for a facility that has been licensed for at
67 least 24 months to provide extended congregate care services,
68 if, during the inspection, the registered nurse determines that
69 extended congregate care services are being provided
70 appropriately, and if the facility has no:

71 a. Class I or class II violations and no uncorrected
72 class III violations,

73 b. Citations for a licensure violation which resulted
74 from referrals by the ombudsman to the agency, and

Amendment No. 6

75 c. Citation for a licensure violation which resulted from
76 complaints to the agency.

77 ~~The agency must first consult with the long term care ombudsman~~
78 ~~council for the area in which the facility is located to~~
79 ~~determine if any complaints have been made and substantiated~~
80 ~~about the quality of services or care. The agency may not waive~~
81 ~~one of the required yearly monitoring visits if complaints have~~
82 ~~been made and substantiated.~~

83 3. A facility that is licensed to provide extended
84 congregate care services must:

85 a. Demonstrate the capability to meet unanticipated
86 resident service needs.

87 b. Offer a physical environment that promotes a homelike
88 setting, provides for resident privacy, promotes resident
89 independence, and allows sufficient congregate space as defined
90 by rule.

91 c. Have sufficient staff available, taking into account
92 the physical plant and firesafety features of the building, to
93 assist with the evacuation of residents in an emergency.

94 d. Adopt and follow policies and procedures that maximize
95 resident independence, dignity, choice, and decisionmaking to
96 permit residents to age in place, so that moves due to changes
97 in functional status are minimized or avoided.

98 e. Allow residents or, if applicable, a resident's
99 representative, designee, surrogate, guardian, or attorney in
100 fact to make a variety of personal choices, participate in
101 developing service plans, and share responsibility in
102 decisionmaking.

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 7133 (2012)

Amendment No. 6

103 f. Implement the concept of managed risk.

104 g. Provide, directly or through contract, the services of
105 a person licensed under part I of chapter 464.

106 h. In addition to the training mandated in s. 429.52,
107 provide specialized training as defined by rule for facility
108 staff.

109 4. A facility that is licensed to provide extended
110 congregate care services is exempt from the criteria for
111 continued residency set forth in rules adopted under s. 429.41.
112 A licensed facility must adopt its own requirements within
113 guidelines for continued residency set forth by rule. However,
114 the facility may not serve residents who require 24-hour nursing
115 supervision. A licensed facility that provides extended
116 congregate care services must also provide each resident with a
117 written copy of facility policies governing admission and
118 retention.

119 5. The primary purpose of extended congregate care
120 services is to allow residents, as they become more impaired,
121 the option of remaining in a familiar setting from which they
122 would otherwise be disqualified for continued residency. A
123 facility licensed to provide extended congregate care services
124 may also admit an individual who exceeds the admission criteria
125 for a facility with a standard license, if the individual is
126 determined appropriate for admission to the extended congregate
127 care facility.

128 6. Before the admission of an individual to a facility
129 licensed to provide extended congregate care services, the
130 individual must undergo a medical examination as provided in s.

Amendment No. 6

131 429.26(4) and the facility must develop a preliminary service
132 plan for the individual.

133 7. When a facility can no longer provide or arrange for
134 services in accordance with the resident's service plan and
135 needs and the facility's policy, the facility shall make
136 arrangements for relocating the person in accordance with s.
137 429.28(1)(k).

138 8. Failure to provide extended congregate care services
139 may result in denial of extended congregate care license
140 renewal.

141 (c) A limited nursing services license shall be issued to
142 a facility that provides services beyond those authorized in
143 paragraph (a) and as specified in this paragraph.

144 1. In order for limited nursing services to be provided in
145 a facility licensed under this part, the agency must first
146 determine that all requirements established in law and rule are
147 met and must specifically designate, on the facility's license,
148 that such services may be provided. Such designation may be made
149 at the time of initial licensure or relicensure, or upon request
150 in writing by a licensee under this part and part II of chapter
151 408. Notification of approval or denial of such request shall be
152 made in accordance with part II of chapter 408. Existing
153 facilities qualifying to provide limited nursing services shall
154 have maintained a standard license and may not have been subject
155 to administrative sanctions that affect the health, safety, and
156 welfare of residents for the previous 2 years or since initial
157 licensure if the facility has been licensed for less than 2
158 years.

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 7133 (2012)

Amendment No. 6

159 2. Facilities that are licensed to provide limited nursing
160 services shall maintain a written progress report on each person
161 who receives such nursing services, which report describes the
162 type, amount, duration, scope, and outcome of services that are
163 rendered and the general status of the resident's health. A
164 registered nurse representing the agency shall visit such
165 facilities at least once ~~twice~~ a year to monitor residents who
166 are receiving limited nursing services and to determine if the
167 facility is in compliance with applicable provisions of this
168 part, part II of chapter 408, and related rules. The monitoring
169 visits may be provided through contractual arrangements with
170 appropriate community agencies. A registered nurse shall also
171 serve as part of the team that inspects such facility. The
172 agency may waive a monitoring visit for a facility that has been
173 licensed for at least 24 months to provide limited nursing
174 services and if the facility has no:

175 a. Class I or class II violations and no uncorrected
176 class III violations,

177 b. Citations for a licensure violation which resulted
178 from referrals by the ombudsman to the agency, and

179 c. Citation for a licensure violation which resulted from
180 complaints to the agency.

181 3. A person who receives limited nursing services under
182 this part must meet the admission criteria established by the
183 agency for assisted living facilities. When a resident no longer
184 meets the admission criteria for a facility licensed under this
185 part, arrangements for relocating the person shall be made in

Amendment No. 6

186 accordance with s. 429.28(1)(k), unless the facility is licensed
187 to provide extended congregate care services.

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D I R E C T O R Y A M E N D M E N T

194

Remove lines 671-672 and insert:

195

Section 10. Subsection (1) and paragraphs (b) and (c) of
196 subsection (3) of section 429.07, Florida Statutes, are amended
197 to read:

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201

202

203

T I T L E A M E N D M E N T

204

Remove line 63 and insert:

205

administrator; providing for a reduced number of monitoring

206

visits for an assisted living facility that is licensed to

207

provide extended congregate care services under specified

208

circumstances; providing for a reduced number of monitoring

209

visits for an assisted living facility that is licensed to

210

provide limited nursing services under specified circumstances;

211

amending s. 429.075, F.S., providing

212