



Health & Human Services Committee

Tuesday, April 5, 2011

9:00 AM

Morris Hall (17 HOB)

Action Packet

Dean Cannon
Speaker

Robert C. "Rob" Schenck
Chair

COMMITTEE MEETING REPORT
Health & Human Services Committee

4/5/2011 9:00:00AM

Location: Morris Hall (17 HOB)

Summary:

Health & Human Services Committee

Tuesday April 05, 2011 09:00 am

HB 91	Favorable With Committee Substitute	Yeas: 16	Nays: 0
CS/HB 155	Favorable With Committee Substitute	Yeas: 13	Nays: 3
CS/HB 1067	Temporarily Deferred		
	Amendment 1	Adopted Without Objection	
	Amendment 2	Failed to Adopt	Yeas: 7 Nays: 9
HB 4027	Favorable	Yeas: 15	Nays: 0
CS/HB 4041	Favorable	Yeas: 15	Nays: 0
HB 7093	Favorable	Yeas: 15	Nays: 0
HB 7179	Favorable	Yeas: 15	Nays: 0
HB 7183	Favorable	Yeas: 15	Nays: 0
PCB HHSC 11-05	Not Considered		
PCB HHSC 11-08	Favorable With Amendments	Yeas: 16	Nays: 0

Committee meeting was reported out: Tuesday, April 05, 2011 12:51:11PM

COMMITTEE MEETING REPORT
Health & Human Services Committee

4/5/2011 9:00:00AM

Location: Morris Hall (17 HOB)

Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Robert Schenck (Chair)	X		
Ben Albritton	X		
Mack Bernard	X		
Richard Corcoran	X		
Janet Cruz	X		
Eduardo Gonzalez	X		
Gayle Harrell	X		
Doug Holder	X		
Matt Hudson	X		
Mia Jones	X		
Paige Kreegel			X
Ana Logan	X		
Mark Pafford	X		
Ari Porth	X		
Ronald Renuart	X		
Elaine Schwartz	X		
John Wood	X		
Dana Young			X
Totals:	16	0	2

Committee meeting was reported out: Tuesday, April 05, 2011 12:51:11PM

COMMITTEE MEETING REPORT
Health & Human Services Committee

4/5/2011 9:00:00AM

Location: Morris Hall (17 HOB)

HB 91 : Drug-related Overdoses

Favorable With Committee Substitute

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Ben Albritton	X				
Mack Bernard	X				
Richard Corcoran	X				
Janet Cruz	X				
Eduardo Gonzalez	X				
Gayle Harrell	X				
Doug Holder	X				
Matt Hudson	X				
Mia Jones	X				
Paige Kreegel			X		
Ana Logan	X				
Mark Pafford	X				
Ari Porth	X				
Ronald Renuart	X				
Elaine Schwartz	X				
John Wood	X				
Dana Young			X		
Robert Schenck (Chair)	X				
Total Yeas: 16		Total Nays: 0			

Appearances:

Drug Overdose

Jim Coats, Sheriff - Waive In Support

Florida Sheriff's Association

P.O. Box 2500

Largo FL 33779

Phone: (727) 420-7280

Drug Overdose

Mark Fontaine (Lobbyist) - Waive In Support

Florida Alcohol & Drug Abuse Association, Inc

2868 Mahan Drive, Ste. 1

Tallahassee FL 32308

Phone: (850) 878-2196

Good Samaritan Act

Jon Bowes - Proponent

Students for Sensible Drug Policy

2614 W. Tennessee Street

Tallahassee FL 32304

Phone: (443) 480-7470

Committee meeting was reported out: Tuesday, April 05, 2011 12:51:11PM

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 91 (2011)

Amendment No.

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: Health & Human Services
2 Committee
3 Representative Bernard offered the following:

4
5 **Amendment**
6 Remove line 68 and insert:
7 Section 4. This act shall take effect October 1, 2011.

COMMITTEE MEETING REPORT
Health & Human Services Committee

4/5/2011 9:00:00AM

Location: Morris Hall (17 HOB)

CS/HB 155 : Privacy of Firearms Owners

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Ben Albritton	X				
Mack Bernard	X				
Richard Corcoran	X				
Janet Cruz		X			
Eduardo Gonzalez	X				
Gayle Harrell	X				
Doug Holder	X				
Matt Hudson	X				
Mia Jones	X				
Paige Kreegel			X		
Ana Logan	X				
Mark Pafford		X			
Ari Porth	X				
Ronald Renuart	X				
Elaine Schwartz		X			
John Wood	X				
Dana Young			X		
Robert Schenck (Chair)	X				
Total Yeas: 13		Total Nays: 3			

Appearances:

Christopher Nuland (Lobbyist) - Information Only

Florida Chapter American College of Physicians, Florida Chapter American College of Surgeons
 1000 Riverside Ave. #115
 Jacksonville FL 32204
 Phone: (904) 355-1555

Gun Owners/Privacy

Jeff Scott (Lobbyist) - Waive In Support

Florida Medical Association
 P.O. Box 10269
 Tallahassee FL 32302
 Phone: (850) 251-2439

Paul Wharton (Lobbyist) - Opponent

Florida Pediatric Society
 2356 Jose Circle North
 Jacksonville FL 32217
 Phone: (904) 563-0627

Privacy of Firearms Owners

Stephen Winn (Lobbyist) - Waive In Support

Florida Osteopathic Medical Association
 2007 Apalachee Parkway
 Tallahassee FL 32301
 Phone: (850) 878-7364

Committee meeting was reported out: Tuesday, April 05, 2011 12:51:11PM

COMMITTEE MEETING REPORT
Health & Human Services Committee

4/5/2011 9:00:00AM

Location: Morris Hall (17 HOB)
Firearms Owners Privacy Rights
Marion Hammer (Lobbyist) - Proponent
NRA and Unified Sportsmen of Florida
P.O Box 1387
Tallahassee FL 32302
Phone: (850) 222-9518

Committee meeting was reported out: Tuesday, April 05, 2011 12:51:11PM

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 155 (2011)

Amendment No.

20 making a written inquiry or asking questions concerning the
21 ownership of a firearm or ammunition by the patient or by a
22 family member of the patient, or the presence of a firearm in a
23 private home or other domicile of the patient or a family member
24 of the patient. Notwithstanding this provision, a health care
25 practitioner or health care facility that in good faith believes
26 that this information is relevant to the patient's medical care
27 or safety, or the safety of others, may make such a verbal or
28 written inquiry.

29 (3) Any emergency medical technician or paramedic acting
30 under the supervision of an Emergency Medical Services Director
31 under chapter 401 may make an inquiry concerning the possession
32 or presence of a firearm if he or she, in good faith, believes
33 that information regarding the possession of a firearm by the
34 patient or the presence of a firearm in the home or domicile of
35 a patient or a patient's family member is necessary to treat a
36 patient during the course and scope of a medical emergency or
37 that the presence or possession of a firearm would pose an
38 imminent danger or threat to the patient or others.

39 (4) A patient may decline to answer or provide any
40 information regarding ownership of a firearm by the patient or a
41 family member of the patient, or the presence of a firearm in
42 the domicile of the patient or a family member of the patient. A
43 patient's decision not to answer a question relating to the
44 presence or ownership of a firearm does not alter existing law
45 regarding a physician's authorization to choose his or her
46 patients.

Amendment No.

47 (5) A health care practitioner licensed under chapter 456
48 or a health care facility licensed under chapter 395 may not
49 discriminate against a patient based solely upon the patient's
50 exercise of the constitutional right to own and possess firearms
51 or ammunition.

52 (6) A health care practitioner licensed under chapter 456
53 or a health care facility licensed under chapter 395 shall
54 respect a patient's legal right to own or possess a firearm and
55 should refrain from unnecessarily harassing a patient about
56 firearm ownership during an examination.

57 (7) An insurer issuing any type of insurance policy
58 pursuant to chapter 627, Florida Statutes, may not deny coverage
59 or increase any premium, or otherwise discriminate against any
60 insured or applicant for insurance, on the basis of or upon
61 reliance upon the lawful ownership or possession of a firearm or
62 ammunition or the lawful use or storage of a firearm or
63 ammunition. Nothing herein shall prevent an insurer from
64 considering the fair market value of firearms or ammunition in
65 the setting of premiums for scheduled personal property
66 coverage.

67 (8) Violations of the provisions of subsections (1)-(4)
68 constitute grounds for disciplinary action under ss. 456.072(2)
69 and 395.1055.

70 Section 2. Paragraph (b) of subsection (4) of section
71 381.026, Florida Statutes, is amended to read:

72 381.026 Florida Patient's Bill of Rights and
73 Responsibilities.-

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 155 (2011)

Amendment No.

74 (4) RIGHTS OF PATIENTS.—Each health care facility or
75 provider shall observe the following standards:

76 (b) Information.—

77 1. A patient has the right to know the name, function, and
78 qualifications of each health care provider who is providing
79 medical services to the patient. A patient may request such
80 information from his or her responsible provider or the health
81 care facility in which he or she is receiving medical services.

82 2. A patient in a health care facility has the right to
83 know what patient support services are available in the
84 facility.

85 3. A patient has the right to be given by his or her
86 health care provider information concerning diagnosis, planned
87 course of treatment, alternatives, risks, and prognosis, unless
88 it is medically inadvisable or impossible to give this
89 information to the patient, in which case the information must
90 be given to the patient's guardian or a person designated as the
91 patient's representative. A patient has the right to refuse this
92 information.

93 4. A patient has the right to refuse any treatment based
94 on information required by this paragraph, except as otherwise
95 provided by law. The responsible provider shall document any
96 such refusal.

97 5. A patient in a health care facility has the right to
98 know what facility rules and regulations apply to patient
99 conduct.

100 6. A patient has the right to express grievances to a
101 health care provider, a health care facility, or the appropriate

Amendment No.

102 state licensing agency regarding alleged violations of patients'
103 rights. A patient has the right to know the health care
104 provider's or health care facility's procedures for expressing a
105 grievance.

106 7. A patient in a health care facility who does not speak
107 English has the right to be provided an interpreter when
108 receiving medical services if the facility has a person readily
109 available who can interpret on behalf of the patient.

110 8. A health care provider or health care facility shall
111 respect a patient's right to privacy and should refrain from
112 making a written inquiry or asking questions concerning the
113 ownership of a firearm or ammunition by the patient or by a
114 family member of the patient, or the presence of a firearm in a
115 private home or other domicile of the patient or a family member
116 of the patient. Notwithstanding this provision, a health care
117 provider or health care facility that in good faith believes
118 that this information is relevant to the patient's medical care
119 or safety, or safety or others, may make such a verbal or
120 written inquiry.

121 9. A patient may decline to answer or provide any
122 information regarding ownership of a firearm by the patient or a
123 family member of the patient, or the presence of a firearm in
124 the domicile of the patient or a family member of the patient. A
125 patient's decision not to answer a question relating to the
126 presence or ownership of a firearm does not alter existing law
127 regarding a physician's authorization to choose his or her
128 patients.

Amendment No.

129 10. A health care provider or health care facility may not
130 discriminate against a patient based solely upon the patient's
131 exercise of the constitutional right to own and possess firearms
132 or ammunition.

133 11. A health care provider or health care facility shall
134 respect a patient's legal right to own or possess a firearm and
135 should refrain from unnecessarily harassing a patient about
136 firearm ownership during an examination.

137 Section 3. Subsection (mm) is added to subsection (1) of
138 section 456.072, Florida Statutes, to read:

139 456.072 Grounds for discipline; penalties; enforcement.—

140 (1) The following acts shall constitute grounds for which
141 the disciplinary actions specified in subsection (2) may be
142 taken:

143 (mm) Violating any of the provisions of s. 790.338.

144 Section 4. This act shall take effect upon becoming a law.

145
146

147 -----

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

149 Remove the entire title and insert:

150 A bill to be entitled

151 An act relating to the privacy of firearm owners; creating s.
152 790.338, F.S.; providing that a licensed medical care
153 practitioner or health care facility may not record information
154 regarding firearm ownership in a patient's medical record;
155 providing an exception for relevance of the information to the
156 patient's medical care or safety or the safety of others;

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 155 (2011)

Amendment No.

157 providing that unless the information is relevant to the
158 patient's medical care or safety or the safety of others,
159 inquiries regarding firearm ownership or possession should not
160 be made by licensed health care practitioners or health care
161 facilities; providing an exception for emergency medical
162 technicians and paramedics; providing that a patient may decline
163 to provide information regarding the ownership or possession of
164 firearms; clarifying that a physician's authorization to choose
165 his or her patients is not altered by the act; prohibiting
166 discrimination by licensed health care practitioners or
167 facilities based solely upon a patient's firearm ownership or
168 possession; prohibiting harassment of a patient regarding
169 firearm ownership by a licensed health care practitioner or
170 facility during an examination; prohibiting denial of insurance
171 coverage, increased premiums, or any other form of
172 discrimination by insurance companies issuing policies on the
173 basis of an insured's or applicant's ownership, possession, or
174 storage of firearms or ammunition; clarifying that an insurer is
175 not prohibited from considering the fair market value of
176 firearms or ammunition in setting personal property coverage
177 premiums; providing for disciplinary action; amending s.
178 381.026, F.S.; providing that unless the information is relevant
179 to the patient's medical care or safety, or the safety of
180 others, inquiries regarding firearm ownership or possession
181 should not be made by licensed health care providers or health
182 care facilities; providing that a patient may decline to provide
183 information regarding the ownership or possession of firearms;
184 clarifying that a physician's authorization to choose his or her

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 155 (2011)

Amendment No.

185 patients is not altered by the act; prohibiting discrimination
186 by licensed health care providers or facilities based solely
187 upon a patient's firearm ownership or possession; prohibiting
188 harassment of a patient regarding firearm ownership during an
189 examination by a licensed health care provider or facility;
190 amending s. 456.072, F.S.; including the violation of the
191 provisions of s. 790.338, F.S., as grounds for disciplinary
192 action; providing an effective date.

COMMITTEE MEETING REPORT
Health & Human Services Committee

4/5/2011 9:00:00AM

Location: Morris Hall (17 HOB)

CS/HB 1067 : Death and Fetal Death Registration

Temporarily Deferred

CS/HB 1067 Amendments

Amendment 1

Adopted Without Objection

Amendment 2

Failed to Adopt

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Ben Albritton		X			
Mack Bernard	X				
Richard Corcoran		X			
Janet Cruz		X			
Eduardo Gonzalez		X			
Gayle Harrell		X			
Doug Holder	X				
Matt Hudson	X				
Mia Jones		X			
Paige Kreegel			X		
Ana Logan	X				
Mark Pafford		X			
Ari Porth		X			
Ronald Renuart		X			
Elaine Schwartz	X				
John Wood	X				
Dana Young			X		
Robert Schenck (Chair)	X				
Total Yays: 7		Total Nays: 9			

Appearances:

Death and Fetal Death Registration
 Ying "Mai" Kung (State Employee) - Proponent
 ARNPs
 3712 Longchamp Circle
 Tallahassee FL 32309
 Phone: (850) 510-7500

Committee meeting was reported out: Tuesday, April 05, 2011 12:51:11PM

COMMITTEE MEETING REPORT
Health & Human Services Committee

4/5/2011 9:00:00AM

Location: Morris Hall (17 HOB)

Death Certificates

John Katopodis, MD (Lobbyist) - Opponent

Florida Medical Association

1300 Medical Drive

Tallahassee FL 32312

Phone: (850) 224-6496

Anna Small (Lobbyist) - Proponent

Florida Nurses Association

215 S. Monroe Street, Suite 400

Tallahassee FL 32308

Phone: (850) 294-6541

Stephen Winn (Lobbyist) - Opponent

Florida Osteopathic Medical Association

2007 Apalachee Parkway

Tallahassee FL 32301

Phone: (850) 878-7364

Committee meeting was reported out: Tuesday, April 05, 2011 12:51:11PM

Amendment No. 1

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: Health & Human Services
2 Committee

3 Representative(s) Mayfield offered the following:

4

5 **Amendment**

6 Between lines 52 and 53, insert:

7 Section 2. Subsection (4) of section 382.025 is amended to
8 read:

9 382.025 Certified copies of vital records;

10 confidentiality; research.—

11 (4) CERTIFIED COPIES OF ORIGINAL CERTIFICATES.—Only the
12 state registrar and local registrars are authorized to issue any
13 certificate which purports to be a certified copy of an original
14 certificate of live birth, death, or fetal death. Certified
15 copies issued by a local registrar shall not exceed \$10 per
16 copy. Except as provided in this section, preparing or issuing
17 certificates is exempt from the provisions of s. 119.07(1).

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 1067 (2011)

Amendment No. 2

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED _____ (Y/N)

ADOPTED AS AMENDED _____ (Y/N)

ADOPTED W/O OBJECTION _____ (Y/N)

FAILED TO ADOPT 7-9 (Y/N)

WITHDRAWN _____ (Y/N)

OTHER

1 Committee/Subcommittee hearing bill: Health & Human Services
2 Committee

3 Representative Mayfield offered the following:

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

6 Remove lines 49-52 and insert:

7 may certify over his or her signature the cause of death to the
8 best of his or her knowledge and belief. The supervising
9 physician shall review each death certificate with the physician
10 assistant or advanced registered nurse practitioner within 15
11 days after completion of the death certificate. The physician
12 assistant or advanced registered nurse practitioner shall
13 complete training approved by the department.

14 (4) If the local registrar has granted an extension of
15 time to provide the medical certification of cause of death, the
16 funeral director shall file a temporary certificate of death or
17 fetal death which shall contain all available information,
18 including the fact that the cause of death is pending. The
19 physician, physician assistant, advanced registered nurse

Amendment No. 2

20 | practitioner, or medical examiner shall provide an estimated
21 | date for completion of the permanent certificate.

22 | (5) A permanent certificate of death or fetal death,
23 | containing the cause of death and any other information which
24 | was previously unavailable, shall be registered as a replacement
25 | for the temporary certificate. The permanent certificate may
26 | also include corrected information if the items being corrected
27 | are noted on the back of the certificate and dated and signed by
28 | the funeral director, physician, physician assistant, advanced
29 | registered nurse practitioner, or medical examiner, as
30 | appropriate.

31 |
32 |
33 | -----
34 | **D I R E C T O R Y A M E N D M E N T**

35 | Remove lines 12-13 and insert:

36 | Section 1. Paragraph (a) of subsection (2) and subsections
37 | (4) and (5) of section 382.008, Florida Statutes, are amended,
38 | and paragraph (c) is

39 |
40 |
41 | -----
42 | **T I T L E A M E N D M E N T**

43 | Remove lines 3-8 and insert:

44 | amending s. 382.008, F.S.; providing for the supervising
45 | physician to review the death certificate with the
46 | physician assistant or advanced registered nurse
47 | practitioner within a specified timeframe; requiring a

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 1067 (2011)

Amendment No. 2

48 physician assistant or advanced registered nurse
49 practitioner to complete certain training; providing for a
50 physician assistant or advanced registered nurse
51 practitioner to provide certain information regarding a
52 permanent certificate of death; providing an effective
53 date.

COMMITTEE MEETING REPORT
Health & Human Services Committee

4/5/2011 9:00:00AM

Location: Morris Hall (17 HOB)

HB 4027 : Obsolete Health Care Provisions

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Ben Albritton	X				
Mack Bernard	X				
Richard Corcoran	X				
Janet Cruz	X				
Eduardo Gonzalez	X				
Gayle Harrell	X				
Doug Holder	X				
Matt Hudson	X				
Mia Jones	X				
Paige Kreegel			X		
Ana Logan	X				
Mark Pafford	X				
Ari Porth	X				
Ronald Renuart				X	
Elaine Schwartz	X				
John Wood	X				
Dana Young			X		
Robert Schenck (Chair)	X				
Total Yeas: 15		Total Nays: 0			

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COMMITTEE MEETING REPORT
Health & Human Services Committee

4/5/2011 9:00:00AM

Location: Morris Hall (17 HOB)

CS/HB 4041 : Department of Children and Family Services Employees

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Ben Albritton	X				
Mack Bernard	X				
Richard Corcoran				X	
Janet Cruz	X				
Eduardo Gonzalez	X				
Gayle Harrell	X				
Doug Holder	X				
Matt Hudson	X				
Mia Jones	X				
Paige Kreegel			X		
Ana Logan	X				
Mark Pafford	X				
Ari Porth	X				
Ronald Renuart	X				
Elaine Schwartz	X				
John Wood	X				
Dana Young			X		
Robert Schenck (Chair)	X				
Total Yeas: 15 Total Nays: 0					

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COMMITTEE MEETING REPORT
Health & Human Services Committee

4/5/2011 9:00:00AM

Location: Morris Hall (17 HOB)

HB 7093 : Department of Health

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Ben Albritton	X				
Mack Bernard	X				
Richard Corcoran				X	
Janet Cruz	X				
Eduardo Gonzalez	X				
Gayle Harrell	X				
Doug Holder	X				
Matt Hudson	X				
Mia Jones	X				
Paige Kreegel			X		
Ana Logan	X				
Mark Pafford	X				
Ari Porth	X				
Ronald Renuart	X				
Elaine Schwartz	X				
John Wood	X				
Dana Young			X		
Robert Schenck (Chair)	X				
Total Yeas: 15		Total Nays: 0			

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COMMITTEE MEETING REPORT
Health & Human Services Committee

4/5/2011 9:00:00AM

Location: Morris Hall (17 HOB)

HB 7179 : Vulnerable Children and Adults

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Ben Albritton	X				
Mack Bernard	X				
Richard Corcoran	X				
Janet Cruz	X				
Eduardo Gonzalez	X				
Gayle Harrell	X				
Doug Holder	X				
Matt Hudson	X				
Mia Jones	X				
Paige Kreegel			X		
Ana Logan	X				
Mark Pafford	X				
Ari Porth			X		
Ronald Renuart	X				
Elaine Schwartz	X				
John Wood	X				
Dana Young			X		
Robert Schenck (Chair)	X				
Total Yeas: 15		Total Nays: 0			

Committee meeting was reported out: Tuesday, April 05, 2011 12:51:11PM

COMMITTEE MEETING REPORT
Health & Human Services Committee

4/5/2011 9:00:00AM

Location: Morris Hall (17 HOB)

HB 7183 : Health and Human Services

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Ben Albritton	X				
Mack Bernard	X				
Richard Corcoran				X	
Janet Cruz	X				
Eduardo Gonzalez	X				
Gayle Harrell	X				
Doug Holder	X				
Matt Hudson	X				
Mia Jones	X				
Paige Kreegel			X		
Ana Logan	X				
Mark Pafford	X				
Ari Porth	X				
Ronald Renuart	X				
Elaine Schwartz	X				
John Wood	X				
Dana Young			X		
Robert Schenck (Chair)	X				
Total Yeas: 15 Total Nays: 0					

Committee meeting was reported out: Tuesday, April 05, 2011 12:51:11PM

COMMITTEE MEETING REPORT
Health & Human Services Committee

4/5/2011 9:00:00AM

Location: Morris Hall (17 HOB)

PCB HHSC 11-05 : Health Care Coverage

Not Considered

Committee meeting was reported out: Tuesday, April 05, 2011 12:51:11PM

COMMITTEE MEETING REPORT
Health & Human Services Committee

4/5/2011 9:00:00AM

Location: Morris Hall (17 HOB)

PCB HHSC 11-08 : Background Screening

Favorable With Amendments

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Ben Albritton	X				
Mack Bernard	X				
Richard Corcoran	X				
Janet Cruz	X				
Eduardo Gonzalez	X				
Gayle Harrell	X				
Doug Holder	X				
Matt Hudson	X				
Mia Jones	X				
Paige Kreegel			X		
Ana Logan	X				
Mark Pafford	X				
Ari Porth	X				
Ronald Renuart	X				
Elaine Schwartz	X				
John Wood	X				
Dana Young			X		
Robert Schenck (Chair)	X				
Total Yeas: 16		Total Nays: 0			

Appearances:

Amendment #1, Background Screening
 Carol Berkowitz (Lobbyist) - Waive In Support
 Florida Association of Homes and Services for the Aging
 1812 Riggins Rd.
 Tallahassee FL 32308
 Phone: (850) 671-3700

Amendment #1, Background Screening
 Peggy Rigsby (Lobbyist) - Proponent
 Florida Health Care Association
 307 W. Park Ave.
 Tallahassee FL 32301
 Phone: (850) 556-9347

Laura Cantwell (Lobbyist) - Waive In Support
 AARP
 200 W. College Avenue, Suite 304
 Tallahassee FL 32301
 Phone: (850) 577-5163

Committee meeting was reported out: Tuesday, April 05, 2011 12:51:11PM

COMMITTEE MEETING REPORT
Health & Human Services Committee

4/5/2011 9:00:00AM

Location: Morris Hall (17 HOB)

Background Screening and Volunteers Serving the Elderly

Robert Beck (Lobbyist) - Waive In Support

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Background Check for Volunteers

Jim Croteau - Waive In Support

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Background Screening

Colette Vallee - Waive In Support

Florida Council on Aging

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Ted Granger (Lobbyist) - Proponent

United Way of Florida

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Committee meeting was reported out: Tuesday, April 05, 2011 12:51:11PM

COMMITTEE/SUBCOMMITTEE AMENDMENT

PCB Name: PCB HHSC 11-08 (2011)

Amendment No. 1

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 PCB: Health & Human Services
2 Committee

3 Representative(s) Holder offered the following:

4

5 **Amendment**

6 Remove line 111 and insert:

7 Section 2. Subsection (1) of section 464.203, Florida
8 Statutes, is amended to read:

9 464.203 Certified nursing assistants; certification
10 requirement.-

11 (1) The board shall issue a certificate to practice as a
12 certified nursing assistant to any person who demonstrates a
13 minimum competency to read and write and successfully passes the
14 required background screening pursuant to s. 400.215. If the
15 person has successfully passed the required background screening
16 pursuant to s. 400.215 or s. 408.809 within 90 days prior to the
17 application for a certificate to practice, the board shall waive
18 the requirement that the applicant successfully pass an

Amendment No. 1

19 additional background screening pursuant to 400.215. The person
20 must also meet and meets one of the following requirements:

21 (a) Has successfully completed an approved training
22 program and achieved a minimum score, established by rule of the
23 board, on the nursing assistant competency examination, which
24 consists of a written portion and skills-demonstration portion
25 approved by the board and administered at a site and by
26 personnel approved by the department.

27 (b) Has achieved a minimum score, established by rule of
28 the board, on the nursing assistant competency examination,
29 which consists of a written portion and skills-demonstration
30 portion, approved by the board and administered at a site and by
31 personnel approved by the department and:

- 32 1. Has a high school diploma, or its equivalent; or
33 2. Is at least 18 years of age.

34 (c) Is currently certified in another state; is listed on
35 that state's certified nursing assistant registry; and has not
36 been found to have committed abuse, neglect, or exploitation in
37 that state.

38 (d) Has completed the curriculum developed under the
39 Enterprise Florida Jobs and Education Partnership Grant and
40 achieved a minimum score, established by rule of the board, on
41 the nursing assistant competency examination, which consists of
42 a written portion and skills-demonstration portion, approved by
43 the board and administered at a site and by personnel approved
44 by the department.

45 Section 3. This act shall take effect July 1, 2011.

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