



513670

LEGISLATIVE ACTION

Senate	.	House
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Senator Stargel moved the following:

**Senate Amendment (with title amendment)**

Between lines 2983 and 2984  
insert:

Section 63. Section 429.241, Florida Statutes, is created  
to read:

429.241 Facilities licensed for flexible beds.-

(1) Beginning January 1, 2014, a facility may apply for a  
flexible beds license.

(2) A facility licensed for flexible beds must:

(a) Retain a log listing the names of residents who have  
contracted for and are receiving assisted living services in  
flexible beds living units, the unit number in which such



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14 residents reside, the date the contract for such services  
15 commenced, the date that services ended in the flexible bed  
16 living unit if applicable, and documentation to demonstrate that  
17 minimum staffing standards are met;

18 (b) Specify in the flexible bed contract the process that  
19 will be used to determine when a resident is no longer eligible  
20 for services provided through the flexible bed license. Such  
21 contract for services must also outline if the delivery of  
22 services in a flexible beds living unit will be covered under  
23 the existing residency agreement or will require a fee for  
24 service payment; and

25 (c) Retain flexible bed contracts for five years after such  
26 services end. All other records must be retained for at least  
27 two years from the date of termination of assisted living  
28 services.

29 (3) Upon request, a facility licensed for flexible beds  
30 shall provide state surveyors with access to the log described  
31 in paragraph (2) (a). State surveyors shall also have access to  
32 independent living units occupied by residents who are receiving  
33 services through the flexible bed license at the time of any  
34 survey. Additionally, state surveyors may interview residents  
35 who have received services through the flexible beds license  
36 since the last biennial survey, but who are no longer receiving  
37 such services.

38 (4) A flexible bed license does not preclude a resident who  
39 lives in a building that has such a license from obtaining home  
40 health services in accordance with the policies of the facility.

41  
42 ===== T I T L E A M E N D M E N T =====



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43 And the title is amended as follows:

44 Delete line 266

45 and insert:

46 determine penalties and fines; creating s. 429.241,  
47 F.S.; providing that a facility may apply for a  
48 flexible beds license; requiring a facility licensed  
49 for flexible beds to keep a log, specify certain  
50 information in a flexible beds contract, and retain  
51 certain records; requiring a licensed flexible beds  
52 facility to provide state surveyors with access to the  
53 log and certain independent living units; providing  
54 that state surveyors may interview certain residents;  
55 specifying limitations; amending s. 429.26,