

Tab 1	CS/SB 542 by HP, Stargel ; (Similar to CS/H 0127) Continuing Care Facilities
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Tab 2	SB 628 by Richter ; Fees for Records
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The Florida Senate
COMMITTEE MEETING EXPANDED AGENDA

CHILDREN, FAMILIES, AND ELDER AFFAIRS

Senator Sobel, Chair
Senator Altman, Vice Chair

MEETING DATE: Thursday, December 3, 2015

TIME: 1:00—3:00 p.m.

PLACE: 301 Senate Office Building

MEMBERS: Senator Sobel, Chair; Senator Altman, Vice Chair; Senators Dean, Detert, Garcia, Hutson, and Ring

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
1	CS/SB 542 Health Policy / Stargel (Similar CS/H 127)	Continuing Care Facilities; Providing financial requirements for certain nursing homes to be recognized as a Gold Seal Program facility, etc. HP 11/17/2015 Fav/CS CF 12/03/2015 Favorable FP	Favorable Yeas 4 Nays 0
2	SB 628 Richter	Fees for Records; Adding the Agency for Persons with Disabilities to the list of specified state entities and vendors that pay a reduced fee per record for criminal history information for each name submitted, etc. CF 12/03/2015 Favorable ACJ FP	Favorable Yeas 4 Nays 0
3	Review of State Mental Health Treatment Facilities John Bryant, Assistant Secretary for Substance Abuse and Mental Health, Department of Children and Families		Not Considered

TAB	OFFICE and APPOINTMENT (HOME CITY)	FOR TERM ENDING	COMMITTEE ACTION
Senate Confirmation Hearing: A public hearing will be held for consideration of the below-named executive appointment to the office indicated.			
Secretary of Children and Families			
4	Carroll, Mike (Safety Harbor)	Pleasure of Governor	Recommend Confirm Yeas 5 Nays 0
TAB	OFFICE and APPOINTMENT (HOME CITY)	FOR TERM ENDING	COMMITTEE ACTION

Senate Confirmation Hearing: A public hearing will be held for consideration of the below-named executive appointment to the office indicated.

Director, Agency for Persons with Disabilities

5	Palmer, Barbara Jo (Tallahassee)	Pleasure of Governor	Recommend Confirm Yeas 5 Nays 0
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COMMITTEE MEETING EXPANDED AGENDA

Children, Families, and Elder Affairs

Thursday, December 3, 2015, 1:00—3:00 p.m.

TAB	OFFICE and APPOINTMENT (HOME CITY)	FOR TERM ENDING	COMMITTEE ACTION
Senate Confirmation Hearing: A public hearing will be held for consideration of the below-named executive appointment to the office indicated.			
Secretary of Elderly Affairs			
6	Verghese, Samuel P. (Tallahassee)	Pleasure of Governor	Recommend Confirm Yeas 5 Nays 0

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
Other Related Meeting Documents			

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Children, Families, and Elder Affairs

BILL: CS/SB 542

INTRODUCER: Health Policy Committee and Senator Stargel

SUBJECT: Continuing Care Facilities

DATE: December 2, 2015 **REVISED:** _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Looke	Stovall	HP	Fav/CS
2.	Hendon	Hendon	CF	Favorable
3.			FP	

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 542 allows a nursing home that applies for the Nursing Home Gold Seal Program to demonstrate that its corporate entity as a whole meets the financial requirements for the program, rather than the nursing home on its own, if the nursing home is part of a:

- Continuing care retirement community that is not accredited; or
- A multifacility corporate entity that operates a combination of nursing homes, assisted living facilities, or independent living facilities.

The bill is not expected to have a fiscal impact on the state and will be effective upon becoming law.

II. Present Situation:

The Nursing Home Gold Seal Program

Section 400.235, F.S., creates the Nursing Home Gold Seal Program as an “award and recognition program for nursing facilities that demonstrate excellence in long-term care over a sustained period.”¹ The Gold Seal Program designation may be used in advertising for a facility

¹ Section 400.235(2), F.S.

that has received such designation. Currently, there are 26 Gold Seal Program facilities located throughout the state.²

A nursing home that has been in operation for at least 30 months may apply for the Gold Seal Program if it has the recommendation of the Agency for Health Care Administration (AHCA), a nursing facility industry organization, a consumer, the State Long-Term Care Ombudsman Program, or a member of the community where the nursing home is located. Only nursing homes with a quality of care ranking within the top 15 percent of facilities regionally, or top 10 percent of facilities statewide, and that have a five-star facility designation overall are considered.³ Applicants must also meet the following requirements:

- The nursing home may not have any class I or class II deficiencies⁴ within the 30 months preceding the application for the program.
- Unless the nursing home is part of the same corporate entity as a licensed and accredited continuing care facility that meets liquid reserve requirements in s. 651.035, F.S., the nursing home must provide evidence of 30 months of financial soundness and stability including:⁵
 - Financial statements, a balance sheet, an income statement, and a statement of cash flow for three consecutive years immediately preceding the application;
 - A report from a Certified Public Accountant who has audited or reviewed such financial statements; and
 - At least two of the following requirements:
 - A positive assets to liabilities ratio;
 - A positive tangible net worth; or
 - A times interest earned ratio of 115 percent.
- The nursing home or its parent company may not have been the subject of bankruptcy proceedings in the preceding 30 months.
- The nursing home must participate in a consumer satisfaction process and demonstrate that information is elicited from residents, family members, and guardians about satisfaction with the nursing home's facility, environment, services and care provided; staff's skills and interactions with residents; attention to resident's needs; and efforts to act on information gathered.
- The nursing home must provide evidence of the involvement of families and members of the community in the facility on a regular basis.
- The nursing home must have a stable workforce as evidenced by a low rate of turnover among certified nursing assistants (CNA) and licensed nurses within the preceding 30 months.
- The nursing home must provide evidence that verified complaints to the Long-Term Care Ombudsman Program have not resulted in citation within the preceding 30 months.
- The nursing home must provide targeted in-service training to meet the training needs identified by internal or external quality assurance efforts.

² Out of a total of 683 licensed nursing homes. Florida Health Finder Search on Nov. 12, 2015. Excel sheet on file with Senate Committee on Health Policy staff.

³ Both the ranking and the five-star facility designation are determined by the AHCA, see Rule 59A-4.202, F.A.C.

⁴ Class I and II deficiencies are defined in s. 408.813, F.S.

⁵ Rule 59A-4.203, F.A.C.

- A nursing home on conditional licensure may not qualify until the facility has operated for 30 months without a class I or class II deficiency and has undergone a regularly scheduled relicensure survey.

Gold Seal Program facilities are recommended to the Governor by the Governor's Panel on Excellence in Long-Term Care (Panel) which consists 13 members who are:

- Three appointees by the governor, one of whom must be a consumer advocate for senior citizens and the other two must have expertise in the fields of quality management, service delivery excellence, or public sector accountability;
- Three appointees by the Secretary of the Department of Elder Affairs (DOEA), which must include an active member of the nursing facility family and resident care council and a member of the University Consortium on Aging;
- A representative of the State Long-Term Care Ombudsman Program;
- One appointee from the Florida Life Care Residents Association;
- One appointee by the State Surgeon General;
- Two appointees by the Secretary of the AHCA;
- One appointee from the Florida Association of Homes for the Aging; and
- One appointee from the Florida Health Care Association.

Members of the Panel may not have any ownership interest in a nursing facility and, if the member is employed by a nursing facility, that member may not review or vote on recommendations involving that facility or any facility under common ownership.

Continuing Care Facilities

A continuing care facility, or CCRC, provides shelter and nursing care or personal services to residents upon the payment of an entrance fee.⁶ According to representatives, CCRCs generally feature apartment style independent living units, assisted living units, and nursing care, typically all on a single campus.⁷ Many also offer assisted living, memory support care, and other specialty care arrangements.⁸ These facilities also provide residents with dining options, housekeeping, security, transportation, social and recreational activities, and wellness and fitness programs.⁹ Continuing care facilities may offer at-home programs that provide residents CCRC services while continuing to live in their own homes until they are ready to move to the CCRC.¹⁰ In addition to the entrance fee, a CCRC generally charges residents monthly fees to cover costs related to health care and other aspects of community living.¹¹

⁶ Section 651.011, F.S.

⁷ Jane E. Zarem, Editor, *Today's Continuing Care Retirement Community*, CCRC Task Force, p. 2, (July 2010), available at http://www.leadingage.org/uploadedFiles/Content/Consumers/Paying_for_Aging_Services/CCRCcharacteristics_7_2011.pdf (last visited Nov. 20, 2015).

⁸ *Id.*

⁹ *Id.*

¹⁰ Section 651.057, F.S.

¹¹ American Association of Retired Persons, *About Continuing Care Retirement Communities*, available at http://www.aarp.org/relationships/caregiving-resource-center/info-09-2010/ho_continuing_care_retirement_communities.html (last visited Nov. 20, 2015).

As of September 2014, there are 71 licensed CCRCs in Florida. CCRCs are spread throughout the state, with Palm Beach, Sarasota, and Pinellas counties having the greatest numbers of these communities. Almost 25,000 residents lived in a CCRC during 2013.¹²

Oversight responsibility of is shared between the AHCA and the Office of Insurance Regulation (OIR). The AHCA regulates aspects of CCRCs related to the provision of health care such as assisted living, skilled nursing care, quality of care, and concerns with medical facilities. Because residents pay, in some cases, considerable amounts in entrance fees and ongoing monthly fees, there is a need to ensure that CCRCs are in the proper financial and managerial position to provide services to present and future residents. Accordingly, the OIR is given primary responsibility to authorize and monitor the operation of facilities and to determine facilities' financial status and the management capabilities of their managers and owners.¹³ If a continuing care provider is accredited through a process substantially equivalent to the requirements of chapter 651, F.S., the OIR may waive requirements of that chapter.¹⁴ Currently, CCRCs must be accredited by the National Continuing Care Accreditation Commission in order to obtain a waiver of examination and reporting requirements.¹⁵

Assisted Living Facilities

An ALF is a residential establishment, or part of a residential establishment, that provides housing, meals, and one or more personal services for a period exceeding 24 hours to one or more adults who are not relatives of the owner or administrator.¹⁶ A personal service is direct physical assistance with, or supervision of, the activities of daily living and the self-administration of medication.¹⁷ Activities of daily living include ambulation, bathing, dressing, eating, grooming, toileting, and other similar tasks.¹⁸

An ALF is required to provide care and services appropriate to the needs of the residents accepted for admission to the facility.¹⁹ The owner or facility administrator determines whether an individual is appropriate for admission to the facility based on a number of criteria.²⁰ If, as determined by the facility administrator or health care provider, a resident no longer meets the criteria for continued residency or the facility is unable to meet the resident's needs, the resident must be discharged in accordance with the Resident Bill of Rights.²¹

An ALF must have a standard license issued by the AHCA under part I of ch. 429, F.S., and part II of ch. 408, F.S. In addition to a standard license, an ALF may have one or more specialty

¹² Office of Insurance Regulation, *Presentation to the Governor's Continuing Care Advisory Council*, (September 29, 2014) available at <http://www.floir.com/siteDocuments/CouncilPresentation.pdf> (last visited Nov. 20, 2015).

¹³ See ss. 651.021 and 651.023, F.S.

¹⁴ Section 651.028, F.S.

¹⁵ Rule 69O-193.055, F.A.C.

¹⁶ Section 429.02(5), F.S. An ALF does not include an adult family-care home or a non-transient public lodging establishment.

¹⁷ Section 429.02(16), F.S.

¹⁸ Section 429.02(1), F.S.

¹⁹ For specific minimum standards see Fla. Admin. Code R 58A-5.0182.

²⁰ Section 429.26, F.S., and Fla. Admin. Code R 58A-5.0181.

²¹ Section 429.28, F.S.

licenses that allow the ALF to provide additional care. These specialty licenses include limited nursing services,²² limited mental health services,²³ and extended congregate care services.²⁴

Independent Living Communities

Independent living communities (ILF) are communities in which healthy seniors can live on their own but that do not offer assisted living or nursing services. Independent living communities do many times offer amenities such as transportation, security, yard maintenance, laundry service, group meals, and social and cultural activities.²⁵ Currently, there are 203 independent living communities in Florida and the average monthly cost for living in such a community is \$2,587.²⁶

III. Effect of Proposed Changes:

CS/SB 542 amends s. 400.235, F.S., to allow a nursing home applicant for the Nursing Home Gold Seal Program to demonstrate that its corporate entity as a whole meets the financial requirements for the program, rather than the nursing home on its own, if the nursing home is part of a CCRC that is not accredited or a multifacility corporate entity that operates a combination of nursing homes, ALFs, or ILFs.

The bill will become effective upon becoming law.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

²² Section 429.07(3)(c), F.S.

²³ Section 429.075, F.S.

²⁴ Section 429.07(3)(b), F.S.

²⁵ See <http://www.seniorliving.org/lifestyles/independent-living-communities/> (last visited Nov. 20, 2015).

²⁶ According to the senior living search website, *A Place for Mom*, available at <http://www.aplaceformom.com/independent-living/florida> (last visited Nov. 20, 2015).

B. Private Sector Impact:

CS/SB 542 may have a positive fiscal impact on CCRCs that are not accredited and that have a nursing home component as well as corporate entities that operate multiple housing arrangements that wish to apply for the Nursing Home Gold Seal Program by removing the requirement that such CCRCs or corporate entities create new and additional financial documentation for its nursing home component.

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

None.

VII. Related Issues:

CS/SB 542 refers to multifacility corporate entities that operate a combination of nursing homes, assisted living facilities, or independent living facilities. Since both nursing homes and assisted living facilities are licensed by the state, using the term “independent living facility” may cause some confusion as independent living facilities are not licensed entities and the term is not defined. Additionally, the term independent living services has a separate meaning in ch. 413, F.S., related to services provided for people with severe disabilities.²⁷ It may be advisable to use a more specific term, such as senior independent living community or facility for independent living, or to describe the living arrangements intended to be covered in the bill in order to avoid any confusion.

VIII. Statutes Affected:

This bill substantially amends section 400.235 of the Florida Statutes.

IX. Additional Information:**A. Committee Substitute – Statement of Substantial Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS by Health Policy on November 17, 2015:

The CS allows a nursing home applicant for the Nursing Home Gold Seal Program that is part of a multifacility corporate entity to submit a consolidated corporate financial statement to demonstrate financial soundness and stability rather than demonstrating that the nursing home meets those requirements separately.

B. Amendments:

None.

²⁷ Section 413.20(12), F.S.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

By the Committee on Health Policy; and Senator Stargel

588-01307-16

2016542c1

1 A bill to be entitled
2 An act relating to continuing care facilities;
3 amending s. 400.235, F.S.; providing financial
4 requirements for certain nursing homes to be
5 recognized as a Gold Seal Program facility; providing
6 an effective date.

7
8 Be It Enacted by the Legislature of the State of Florida:

9
10 Section 1. Paragraph (b) of subsection (5) of section
11 400.235, Florida Statutes, is amended to read:

12 400.235 Nursing home quality and licensure status; Gold
13 Seal Program.—

14 (5) Facilities must meet the following additional criteria
15 for recognition as a Gold Seal Program facility:

16 (b) Evidence financial soundness and stability according to
17 standards adopted by the agency in administrative rule. Such
18 standards must include, but not be limited to, criteria for the
19 use of financial statements that are prepared in accordance with
20 generally accepted accounting principles and that are reviewed
21 or audited by certified public accountants.

22 1. A nursing home that is part of the same corporate entity
23 as a continuing care facility licensed under chapter 651 which
24 meets the minimum liquid reserve requirements specified in s.
25 651.035 satisfies the financial soundness and stability
26 requirement if such continuing care facility ~~and~~ is accredited
27 by a recognized accrediting organization under s. 651.028 and
28 rules of the Office of Insurance Regulation, ~~satisfies this~~
29 requirement as long as the accreditation is not provisional; or

Page 1 of 2

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588-01307-16

2016542c1

30 if such continuing care facility demonstrates that it meets in
31 its entirety the financial standards adopted by the agency.

32 2. A nursing home that is part of a multifacility corporate
33 entity operating nursing homes, assisted living facilities, or
34 independent living facilities or a combination thereof satisfies
35 the financial soundness and stability requirement if the nursing
36 home submits a consolidated corporate financial statement to the
37 agency and demonstrates that the multifacility corporate entity
38 in its entirety meets the financial standards adopted by the
39 agency.

40
41 For purposes of this paragraph, facilities operated by a federal
42 or state agency are deemed to be financially stable for purposes
43 of applying for the Gold Seal.

44
45 A facility assigned a conditional licensure status may not
46 qualify for consideration for the Gold Seal Program until after
47 it has operated for 30 months with no class I or class II
48 deficiencies and has completed a regularly scheduled relicensure
49 survey.

50 Section 2. This act shall take effect upon becoming a law.

Page 2 of 2

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

12/3/15
Meeting Date

SB 542
Bill Number (if applicable)

Topic _____

Amendment Barcode (if applicable)

Name Susan Langston

Job Title Vice President of Advocacy

Address 1810 Riggs Rd

Phone 702-0318

Street

Tallahassee
City

FL
State

32312
Zip

Email SLangston@LeadingAge
Florida.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Leading Age Florida

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

12/3/15

Meeting Date

547

Bill Number (if applicable)

Topic Continuing Care Communities

Amendment Barcode (if applicable)

Name Melody Arnold

Job Title Event Affairs Mgr

Address 307 West Park Ave

Phone 850-224-3907

Street

JLH

City

FL 32301

State

Zip

Email marnd@phca.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing FL Health Care Assoc.

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

The Florida Senate
COMMITTEE VOTE RECORD

COMMITTEE: Children, Families, and Elder Affairs
ITEM: CS/SB 542
FINAL ACTION: Favorable
MEETING DATE: Thursday, December 3, 2015
TIME: 1:00—3:00 p.m.
PLACE: 301 Senate Office Building

FINAL VOTE		SENATORS						
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay
		Dean						
X		Detert						
		Garcia						
X		Hutson						
X		Ring						
		Altman, VICE CHAIR						
X		Sobel, CHAIR						
4	0	TOTALS						
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay

CODES: FAV=Favorable RCS=Replaced by Committee Substitute TP=Temporarily Postponed WD=Withdrawn
 UNF=Unfavorable RE=Replaced by Engrossed Amendment VA=Vote After Roll Call OO=Out of Order
 -R=Reconsidered RS=Replaced by Substitute Amendment VC=Vote Change After Roll Call AV=Abstain from Voting

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Children, Families, and Elder Affairs

BILL: SB 628

INTRODUCER: Senator Richter

SUBJECT: Fees for Records

DATE: December 2, 2015

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Crosier	Hendon	CF	Favorable
2.			ACJ	
3.			FP	

I. Summary:

SB 628 adds the Agency for Persons with Disabilities to the list of specified state entities and vendors that pay a reduced fee per record for criminal history information for each name submitted.

The bill has an effective date of July 1, 2016, and has a minimal fiscal impact.

II. Present Situation:

Until May 25, 2015, the Department of Children and Families (“DCF”) performed background screening services for the Agency for Persons with Disabilities (APD or the agency). The agency’s providers, vendors, employers, Consumer Directed Care Plus participants and representatives screening fees for state criminal records checks was \$8.00.

Beginning in May 2015, the agency migrated to the state Provider Background Screening Clearinghouse which required the agency’s screenings to be processed separately from DCF’s screenings. Consequently, the agency’s providers, vendors, employers, Consumer Directed Care Plus participants and representatives were charged \$24.00 per screening submitted.

III. Effect of Proposed Changes:

The bill will add the Agency for Persons with Disabilities to the list of other state agencies that offer vendors and providers reduced cost for background screenings from \$24.00 per screening submitted to \$8.00 per screening submitted.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

There will be a decrease from \$24.00 per name submitted for background screening to \$8.00 per name submitted for the agency's providers, vendors, employers, Consumer Directed Care Plus participants and representatives.

C. Government Sector Impact:

The fee paid to the Florida Department of Law Enforcement will decrease from \$24.00 per name submitted to \$8.00 per name submitted.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends section 943.053 of the Florida Statutes.

This bill reenacts the following sections of the Florida Statutes for the purpose of incorporating the amendment to section 943.053, F.S.: 110.1127, 435.04, 496.4101, 943.0542.

IX. Additional Information:

- A. **Committee Substitute – Statement of Changes:**
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

- B. **Amendments:**

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

By Senator Richter

23-00543-16

2016628__

1 A bill to be entitled
 2 An act relating to fees for records; amending s.
 3 943.053, F.S.; adding the Agency for Persons with
 4 Disabilities to the list of specified state entities
 5 and vendors that pay a reduced fee per record for
 6 criminal history information for each name submitted;
 7 reenacting ss. 110.1127(4), 435.04(1)(e),
 8 496.4101(3)(b), and 943.0542(2)(c), F.S., relating to
 9 employee background screenings and investigations,
 10 level 2 screening standards, licensure of professional
 11 solicitors and certain employees thereof, and access
 12 to criminal history information provided by the
 13 Department of Law Enforcement to qualified entities,
 14 respectively, to incorporate the amendment made to s.
 15 943.053, F.S., in references thereto; providing an
 16 effective date.
 17
 18 Be It Enacted by the Legislature of the State of Florida:
 19
 20 Section 1. Subsection (3) of section 943.053, Florida
 21 Statutes, is amended to read:
 22 943.053 Dissemination of criminal justice information;
 23 fees.—
 24 (3)(a) Criminal history information, including information
 25 relating to minors, compiled by the Criminal Justice Information
 26 Program from intrastate sources shall be available on a priority
 27 basis to criminal justice agencies for criminal justice purposes
 28 free of charge. After providing the program with all known
 29 personal identifying information, persons in the private sector

Page 1 of 4

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23-00543-16

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30 and noncriminal justice agencies may be provided criminal
 31 history information upon tender of fees as established in this
 32 subsection and in the manner prescribed by rule of the
 33 Department of Law Enforcement. Any access to criminal history
 34 information by the private sector or noncriminal justice
 35 agencies as provided in this subsection shall be assessed
 36 without regard to the quantity or category of criminal history
 37 record information requested.
 38 (b) The fee per record for criminal history information
 39 provided pursuant to this subsection and s. 943.0542 is \$24 per
 40 name submitted, except that the fee for the guardian ad litem
 41 program and vendors of the Department of Children and Families,
 42 the Department of Juvenile Justice, the Agency for Persons with
 43 Disabilities, and the Department of Elderly Affairs shall be \$8
 44 for each name submitted; the fee for a state criminal history
 45 provided for application processing as required by law to be
 46 performed by the Department of Agriculture and Consumer Services
 47 shall be \$15 for each name submitted; and the fee for requests
 48 under s. 943.0542, which implements the National Child
 49 Protection Act, shall be \$18 for each volunteer name submitted.
 50 The state offices of the Public Defender shall not be assessed a
 51 fee for Florida criminal history information or wanted person
 52 information.
 53 Section 2. For the purpose of incorporating the amendment
 54 made by this act to section 943.053, Florida Statutes, in a
 55 reference thereto, subsection (4) of section 110.1127, Florida
 56 Statutes, is reenacted to read:
 57 110.1127 Employee background screening and investigations.—
 58 (4) Background screening and investigations shall be

Page 2 of 4

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

23-00543-16

2016628__

59 conducted at the expense of the employing agency. If
 60 fingerprinting is required, the fingerprints shall be taken by
 61 the employing agency, a law enforcement agency, or a vendor as
 62 authorized pursuant to s. 435.04, submitted to the Department of
 63 Law Enforcement for state processing, and forwarded by the
 64 Department of Law Enforcement to the Federal Bureau of
 65 Investigation for national processing. The agency or vendor
 66 shall remit the processing fees required by s. 943.053 to the
 67 Department of Law Enforcement.

68 Section 3. For the purpose of incorporating the amendment
 69 made by this act to section 943.053, Florida Statutes, in a
 70 reference thereto, paragraph (e) of subsection (1) of section
 71 435.04, Florida Statutes, is reenacted to read:

72 435.04 Level 2 screening standards.-

73 (1)

74 (e) Vendors who submit fingerprints on behalf of employers
 75 must:

76 1. Meet the requirements of s. 943.053; and

77 2. Have the ability to communicate electronically with the
 78 state agency accepting screening results from the Department of
 79 Law Enforcement and provide the applicant's full first name,
 80 middle initial, and last name; social security number or
 81 individual taxpayer identification number; date of birth;
 82 mailing address; sex; and race.

83 Section 4. For the purpose of incorporating the amendment
 84 made by this act to section 943.053, Florida Statutes, in a
 85 reference thereto, paragraph (b) of subsection (3) of section
 86 496.4101, Florida Statutes, is reenacted to read:

87 496.4101 Licensure of professional solicitors and certain

23-00543-16

2016628__

88 employees thereof.-

89 (3)

90 (b) Fees for state and federal fingerprint processing and
 91 fingerprint retention fees shall be borne by the applicant. The
 92 state cost for fingerprint processing is that authorized in s.
 93 943.053(3)(b) for records provided to persons or entities other
 94 than those specified as exceptions therein.

95 Section 5. For the purpose of incorporating the amendment
 96 made by this act to section 943.053, Florida Statutes, in a
 97 reference thereto, paragraph (c) of subsection (2) of section
 98 943.0542, Florida Statutes, is reenacted to read:

99 943.0542 Access to criminal history information provided by
 100 the department to qualified entities.-

101 (2)

102 (c) Each such request must be accompanied by payment of a
 103 fee for a statewide criminal history check by the department
 104 established by s. 943.053, plus the amount currently prescribed
 105 by the Federal Bureau of Investigation for the national criminal
 106 history check in compliance with the National Child Protection
 107 Act of 1993, as amended. Payments must be made in the manner
 108 prescribed by the department by rule.

109 Section 6. This act shall take effect July 1, 2016.

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Dec. 03, 2015

Meeting Date

SB 628

Bill Number (if applicable)

Topic Fees for Records

Amendment Barcode (if applicable)

Name Dixie Sansom

Job Title Lobbyist

Address PO Box 98

Phone 321-543-7195

Street

Cocoa

FL

32923

Email dixiesansom@aol.com

City

State

Zip

Speaking: [X] For [] Against [] Information

Waive Speaking: [X] In Support [] Against (The Chair will read this information into the record.)

Representing The Arc of Florida

Appearing at request of Chair: [] Yes [X] No

Lobbyist registered with Legislature: [X] Yes [] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

The Florida Senate
COMMITTEE VOTE RECORD

COMMITTEE: Children, Families, and Elder Affairs
ITEM: SB 628
FINAL ACTION: Favorable
MEETING DATE: Thursday, December 3, 2015
TIME: 1:00—3:00 p.m.
PLACE: 301 Senate Office Building

FINAL VOTE		SENATORS						
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay
		Dean						
X		Detert						
		Garcia						
X		Hutson						
X		Ring						
		Altman, VICE CHAIR						
X		Sobel, CHAIR						
4	0							
Yea	Nay	TOTALS	Yea	Nay	Yea	Nay	Yea	Nay

CODES: FAV=Favorable
 UNF=Unfavorable
 -R=Reconsidered

RCS=Replaced by Committee Substitute
 RE=Replaced by Engrossed Amendment
 RS=Replaced by Substitute Amendment

TP=Temporarily Postponed
 VA=Vote After Roll Call
 VC=Vote Change After Roll Call

WD=Withdrawn
 OO=Out of Order
 AV=Abstain from Voting



Review of State Mental Health Treatment Facilities

John N. Bryant,

Assistant Secretary for Substance Abuse and Mental Health

Senate Children, Families, and Elder Affairs

December 3, 2015

Mike Carroll, Secretary

Rick Scott, Governor

State Mental Health Treatment Facilities

Mission & Vision

Mission

The mission of Florida's State Mental Health Treatment Facilities is to provide the highest quality mental health treatment, services, and supports to empower individuals to be actively involved in their recovery and to ensure their timely and successful return to the community or courts.

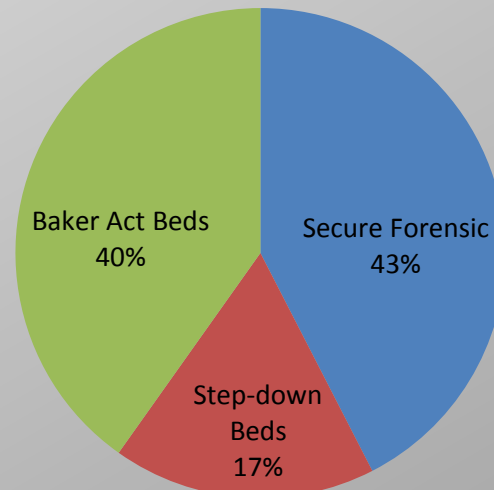
Vision

Individuals admitted to our Mental Health Treatment Facilities will receive the **best** clinical and rehabilitative services available, focusing on reducing severity of psychiatric symptoms, early return to the community or other appropriate placement, and continuing recovery in order for each individual to resume meaningful life roles.



Operating Capacities

Facility	Type	Licensure	Accreditation	Bed Capacity FY2015-16
Florida State Hospital, Chattahoochee	Secure Forensic	Chapter 395	CARF	469
North Florida Evaluation and Treatment Center		N/A	CARF	193
South Florida Evaluation and Treatment Center		Chapter 395	Joint Commission	238
Treasure Coast Forensic Treatment Center		N/A	Joint Commission	224
Sub-Total Secure Forensic				1,124
Florida State Hospital	Forensic Step-Down	Chapter 395	CARF	250
Northeast Florida State Hospital, Macclenny		Chapter 395	CARF	140
South Florida State Hospital, Pembroke Pines		Chapter 395	Joint Commission	70
Sub-Total Step-down Beds				460
Total Forensic Designated Beds				1,584
Florida State Hospital, Chattahoochee	Civil	Chapter 395	CARF	240
Northeast Florida State Hospital, Macclenny		Chapter 395	CARF	473
South Florida State Hospital, Pembroke Pines		Chapter 395	Joint Commission	271
West Florida Community Care Center, Milton		Chapter 395	CARF	80
Sub-Total Baker Act Beds				1,064
Total Beds				2,648



Bed Utilization as of November 24, 2015

Facility	Bed Type	Utilization
Florida State Hospital	Civil	100%
Northeast Florida State Hospital	Civil	95%
South Florida State Hospital	Civil	99%
West Florida Community Care Center	Civil	87%
Florida State Hospital Forensic	Secure Forensic	100%
North Florida Evaluation & Treatment Center	Secure Forensic	99%
South Florida Evaluation & Treatment Center	Secure Forensic	97%
Treasure Coast Forensic Treatment Center	Secure Forensic	98%
Florida State Hospital	Stepdown	99%
Northeast Florida State Hospital	Stepdown	104%
South Florida State Hospital	Stepdown	99%

*As of November 24, there were 70 persons on the secure forensic admission waiting list.

*As of October 31, there were 87 persons on the civil admissions waiting list.

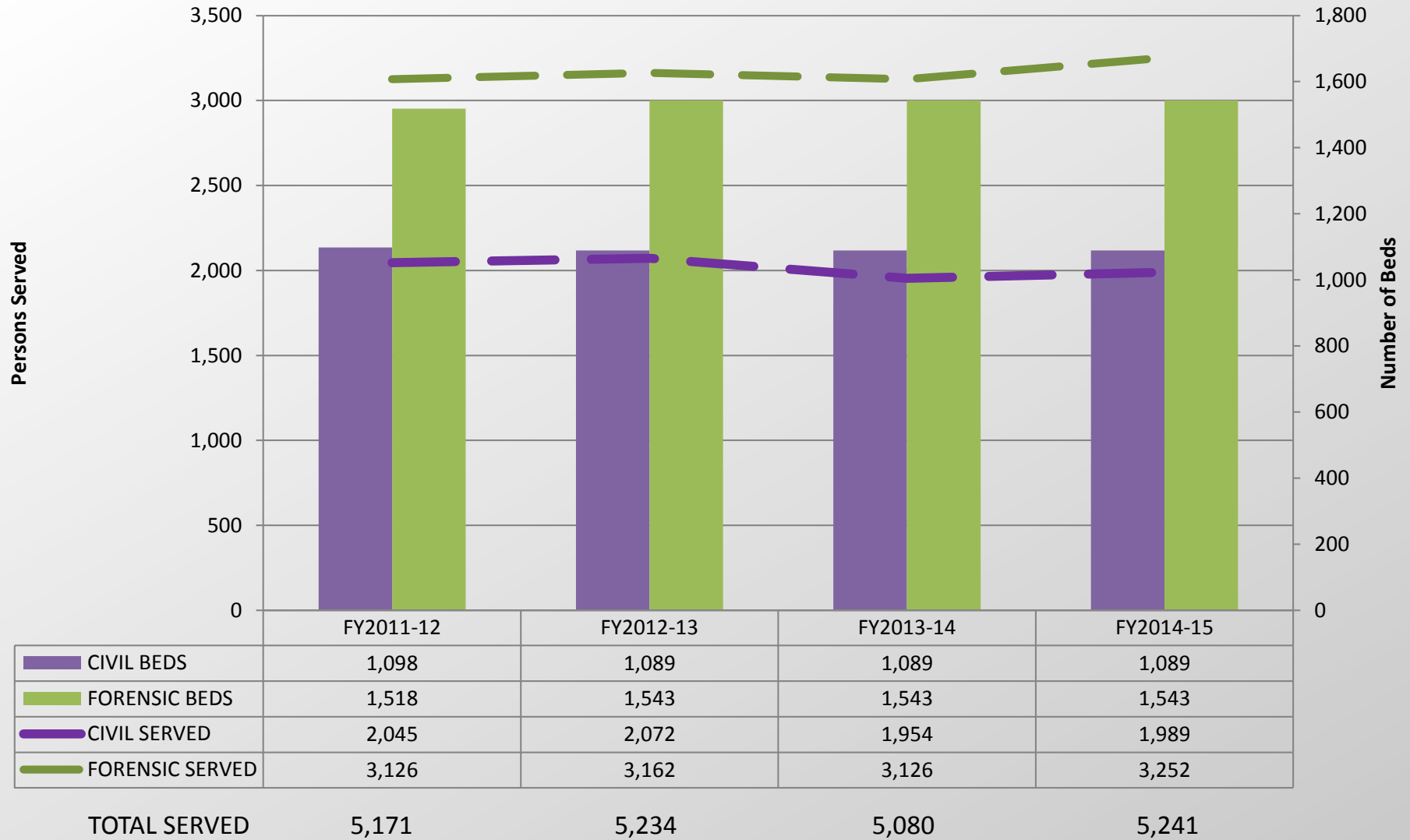
Population Served

1. **Secure Forensic** - Criteria for commitment under Chapter 916, F.S.
 - Person is charged with a felony offense and is either Incompetent to Proceed or Not Guilty by Reason of Insanity
 - Less restrictive alternatives are judged inappropriate
 - Must be 18 years of age or older or a juvenile adjudicated as an adult

2. **Step-down Forensic**
 - Same criteria as above, however, the recovery team has determined that a civil facility is appropriate and is in the resident's best interest.

3. **Civil** - Criteria for placement under Chapter 394, F.S., (Baker Act):
 - May be voluntary or involuntary. Voluntary must be competent and able to give express and informed consent.
 - Less restrictive placement in the community is not available
 - Must be 18 years of age or older
 - Person is incapable of surviving alone or with the willing help of others
 - Likely to suffer from neglect, or refuse to care for themselves, **and**
 - Likely to inflict serious bodily harm to self or others

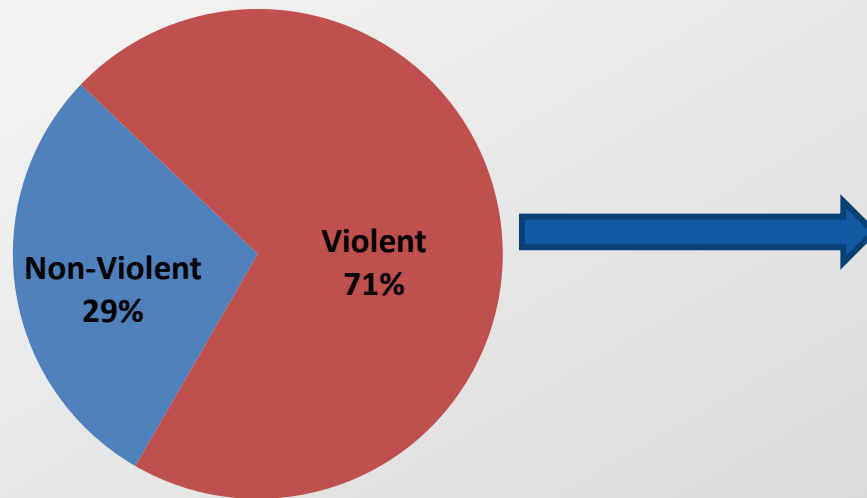
Relationship between Beds and Persons Served



Characteristics of Forensic Persons Served

(1,586 residents as of October 30)

Nature of Charges for Forensic Commitments



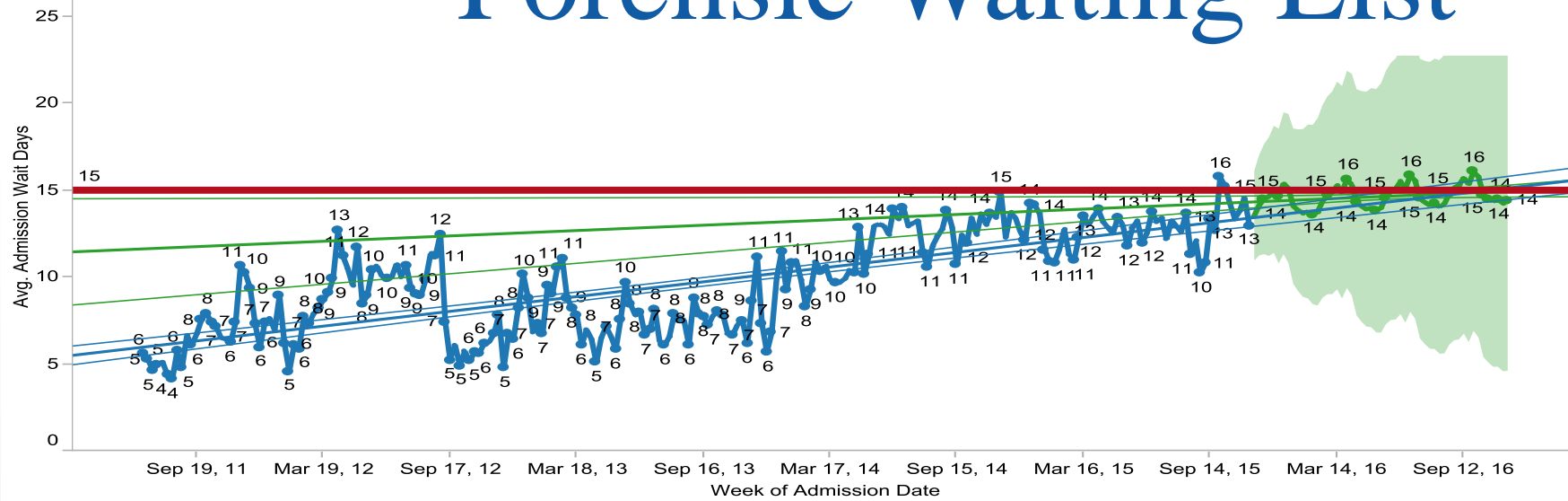
CHARGE	PERCENT
BATTERY ON A LEO/FIREFIGHTER/EMT/OFFICER	26%
AGGRAVATED ASSAULT	17%
BATTERY, NOT INCLUDING SEXUAL/ELDERLY/LEO	16%
AGGRAVATED BATTERY	16%
RESISTING OFFICER WITH VIOLENCE	14%
MURDER	12%
ROBBERY	9%
ATTEMPTED MURDER	8%
BATTERY ON A PERSON 65 YEARS OR OLDER	7%
SEXUAL BATTERY	4%

NUMBERS ARE NOT ADDITIVE AS AN INDIVIDUAL CAN BE CHARGED WITH MORE THAN ONE OFFENSE



Forensic Waiting List

Week of Admission Date
From July 1, 2011



Admission Wait Days Overall

Year of Admissio..	0	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
FY 2010	0%	10%	21%	10%	16%	17%	12%	6%	4%	1%	0%	0%	0%	1%	0%	0%
FY 2011	0%	6%	17%	10%	14%	18%	13%	12%	4%	2%	1%	1%	1%	1%	0%	0%
FY 2012	1%	1%	6%	6%	4%	9%	16%	14%	9%	6%	4%	6%	7%	6%	3%	2%
FY 2013	0%	1%	5%	5%	5%	10%	15%	15%	9%	6%	5%	4%	6%	7%	5%	1%
FY 2014	1%	1%	2%	3%	2%	6%	9%	13%	11%	6%	7%	7%	8%	11%	9%	4%
FY 2015	0%	0%	0%	1%	0%	1%	3%	4%	2%	3%	3%	4%	8%	19%	29%	23%



Improvement Initiatives Underway

- Governor Scott's Executive Order 15-175
- Governor Scott's Budget Recommendations
- Resident and Staff Safety Monitoring
- Workforce Enhancements
- Programmatic Improvements



Governor Scott's Executive Order

Audit of State Mental Health Treatment Facilities

- Examine availability and effectiveness of institutional care
- Conduct analysis and evaluation of performance trends:
 - Outcomes for patient care and well-being
 - Staff safety and security
 - Staff training and productivity
 - Adequacy of current technology
 - General organizational structure

Goal of Audit

- Short and long term recommendations to achieve optimum performance by the state's mental health treatment facilities



Governor Scott's Budget Recommendations

- **Safety and Technology Enhancements- \$3,129,281**
 - Automated Medication Dispensing Systems
 - Video Surveillance Cameras
 - Personal Body Alarms
- **Secure Forensic Bed Expansion - \$1,211,727**
 - 11 beds to be added to a contracted facility
- **Forensic Multidisciplinary Teams - \$3,260,000**



Resident and Staff Safety

- MANDT Training
- Wellness Scorecard
- Quarterly Performance Reviews
- Development of Improved Facility Incident Tracking System



Wellness Scorecard

7/1/2015 to 9/30/2015

Measures	Good Arrow	Florida State Hospital Civil		Northeast Florida State Hospital		South Florida State Hospital		West Florida Community Care Center		Civil Service	
		YTD Result	YTD Events	YTD Result	YTD Events	YTD Result	YTD Events	YTD Result	YTD Events	YTD Result	YTD Events
		Assaults per 1,000 patient days	↓	5.90	265	2.05	112	2.26	70	0.00	0
Elopements or Escapes per 1,000 patient days	↓	0.06	1	0.09	1	0.00	0	0.00	0	0.04	2
Emergency Medical Contact per 1,000 patient days		0.00		0.00		0.00		0.00		0.00	0
Law Enforcement Contacts per 1,000 patient days		0.22	10	0.02	1	0.13	4	0.00	0	0.11	15
Percent of WC Reports Classified as a Near Miss per 1,000 patient days	↑	66%		64%		0%		0%		66%	0
Overtime hours per 1,000 bed days	↓	20.18	26,750	14.82	20,064	0.00		0.00		17.20	46,814
Property damage due to behavioral events	↓	0.00		0.00		0.00		0.00		0.00	0
Seclusion and restraint duration within limits	↑	82%		81%		73%		71%		77%	0
Seclusion and restraint events per 1,000 patient days	↓	1.27	57	0.38	21	1.29	40	3.52	24	1.03	142
Significant injuries per 1,000 patient days	↓	0.06		0.09		0.08		0.00		0.07	0
Suicide attempts per 1,000 patient days	↓	0.06		0.05		0.00		0.00		0.04	0
Verified abuse/ neglect findings per 1,000 patient days	↓	0.06		0.09		0.24		0.00		0.11	0
Workers compensation events per 1,000 patient days	↓	3.76	169	1.12	1	0.00		0.00		2.31	170
OVERALL WELLNESS		8								4.75	



Workforce Enhancements

- **Workforce Analysis**
 - Overtime
 - Turnover
 - Worker's compensation

- **Employee Town Hall Meetings**
 - Communication
 - Leadership
 - Teamwork
 - Work Environment
 - Performance Management



Programmatic Improvements

- Departmental Priority of Effort:
 - Improve care coordination for Individuals being admitted to or discharged from a SMHTF
 - Reduce days for civil admission
 - Reduce days to civil discharge
 - Reduce number of people on the forensic waiting list and the number of days for forensic admission
 - Enhance quality and performance of state mental health treatment facilities



Future Considerations

- Short & Long Term Strategic Plan
 - Comprehensive Audit of Operations
 - ❖ Programmatic
 - ❖ Technology
 - ❖ Population
 - Comprehensive Audit of Facility Physical Plant



Questions?



FLORIDA DEPARTMENT
OF CHILDREN AND FAMILIES

MYFLFAMILIES.COM



FLORIDA DEPARTMENT
OF CHILDREN AND FAMILIES

MYFLFAMILIES.COM

1605

**STATE OF FLORIDA
DEPARTMENT OF STATE
Division of Elections**

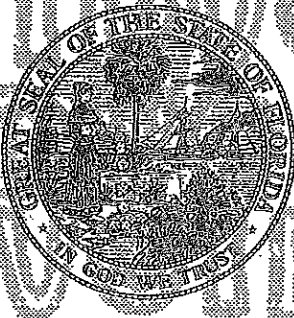
I, Ken Detzner, Secretary of State,
do hereby certify that

Mike Carroll
is duly appointed

**Secretary,
Department of Children and Families**

for a term beginning on the
Fourth day of May, A.D., 2015,
to serve at the pleasure of the Governor
and is subject to be confirmed by the Senate
during the next regular session of the Legislature.

*Given under my hand and the Great Seal of the
State of Florida, at Tallahassee, the Capital, this
the First day of July, A.D., 2015.*



Ken Detzner

Secretary of State

If photocopied or chemically altered, the word VOID will appear.

State of Florida appears in small letters across the face of this 8 1/2 x 11 1/2 document.



RICK SCOTT
GOVERNOR

RECEIVED
DEPARTMENT OF STATE
2015 MAY -8 PM 4:16
DIVISION OF ELECTIONS

May 4, 2015

Secretary Kenneth W. Detzner
Department of State
State of Florida
R. A. Gray Building, Room 316
500 South Bronough Street
Tallahassee, Florida 32399-0250

Dear Secretary Detzner:

Please be advised I have made the following reappointment under the provisions of Section 20.19, Florida Statutes:

Secretary Michael P. Carroll
3 Harbor Woods Drive
Safety Harbor, Florida 34695

as Secretary of the Department of Children and Families, subject to confirmation by the Senate. This appointment is effective May 4, 2015, for a term ending at the pleasure of the Governor.

Sincerely,

A large, stylized handwritten signature in black ink, appearing to read "Rick Scott".

Rick Scott
Governor

RS/vh

RECEIVED
DEPARTMENT OF STATE

OATH OF OFFICE
(Art. II, § 5(b), Fla. Const.)

2015 JUL -1 PM 2: 18

STATE OF FLORIDA

County of Hillsborough

DIVISION OF ELECTIONS
TALLAHASSEE, FL


I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Secretary Department of Children & Families

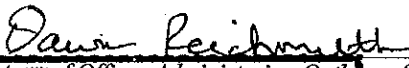
(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]


Signature

Sworn to and subscribed before me this 20th day of May, 2015.


Signature of Official Administering Oath or of Notary Public


Print Name or Stamp Commissioned Name of Notary Public

Personally Known OR Produced Identification

Type of Identification Produced _____

ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: Home Office

3 Harbor Woods Dr.

Street or Post Office Box

Safety Harbor, FL 34695

City, State, Zip Code

DS-DE 56 (Rev. 02/10)

Mike Carroll

Print name as you desire commission issued


Signature

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

12/3/15

Meeting Date

Bill Number (if applicable)

Topic Sec. Carroll's Confirmation

Amendment Barcode (if applicable)

Name Victoria Zepp

Job Title Exec. Dir, Gov't Affairs

Address 411 E. College Ave

Phone 850.241.6309

City FL State FL Zip 32301

Email Victoria@FLchildren.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing FL Coalition for Children

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE

APPEARANCE RECORD

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12/3/2015

Meeting Date

Bill Number (if applicable)

Topic Secretary Carroll's confirmation

Amendment Barcode (if applicable)

Name Georgia McKeown

Job Title President, GA McKeown & Assoc

Address 113 East College Ave

Phone 904 303 1611

Tallahassee FL 32301

Email georgia@gamckeown.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Family Support Services of North Florida

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

12/3/15
Meeting Date

Bill Number (if applicable)

Topic SEC CARROLL'S CONFIRMATION

Amendment Barcode (if applicable)

Name NATALIE KELLY

Job Title EXECUTIVE DIRECTOR

Address 411 E. COLLIER AVE
Street

Phone (850) 570-5747

TALAHASSEE, FL 32301
City State Zip

Email NATALIE.KELLY@ME.COM

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing FLORIDA ASSOCIATION OF MANAGING ENTITIES

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

12-3-15
Meeting Date

Bill Number (if applicable)

Topic Confirmation of Secretary Carroll

Amendment Barcode (if applicable)

Name MAUK FONTAINE

Job Title EXECUTIVE DIRECTOR

Address 2868 MAHAN DRIVE
Street

Phone 878-2196

Tallahassee FL 32308
City State Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing FLORIDA ALCOHOL + DRUG ABUSE ASSOCIATION

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date _____ Bill Number (if applicable) _____

Topic Confirmation of Sec. Carroll Amendment Barcode (if applicable) _____

Name JACK LEVINE

Job Title 4 Generations Institute

Address Box 1227 Phone 850 567 5252

Thonon FL 32502 Email _____

Street City State Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing SELF

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3 Dec 15

Meeting Date

Bill Number (if applicable)

Topic Confirmation of DCF Sec. Mike Carroll

Amendment Barcode (if applicable)

Name Barney Bishop III

Job Title President & CEO

Address 204 S. Monroe St., Ste. 201

Phone 577-3032

Street

Tall

City

FL

State

32301

Zip

Email barney@smart

justicealliance.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Fla. Smart Justice Alliance

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

COMMITTEE VOTE RECORD – EXECUTIVE APPOINTMENT

COMMITTEE: Children, Families, and Elder Affairs
NAME: Carroll, Mike
BOARD: Secretary of Children and Families
FINAL ACTION: Recommend Confirm
MEETING DATE: Thursday, December 3, 2015
TIME: 1:00—3:00 p.m.
PLACE: 301 Senate Office Building

FINAL VOTE		SENATORS						
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay
		Dean						
X		Detert						
		Garcia						
X		Hutson						
X		Ring						
X		Altman, VICE CHAIR						
X		Sobel, CHAIR						
5	0	TOTALS						
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay

CODES: FAV=Favorable TP=Temporarily Postponed WD=Withdrawn
 UNF=Unfavorable VA=Vote After Roll Call OO=Out of Order
 -R=Reconsidered VC=Vote Change After Roll Call AV=Abstain from Voting

565

**STATE OF FLORIDA
DEPARTMENT OF STATE
Division of Elections**

I, Ken Detzner, Secretary of State,
do hereby certify that

Barbara Palmer

is duly appointed

**Director,
Agency for Persons with Disabilities**

for a term beginning on the
Fourth day of May, A.D., 2015,
to serve at the pleasure of the Governor
and is subject to be confirmed by the Senate
during the next regular session of the Legislature

*Given under my hand and the Great Seal of the
State of Florida, at Tallahassee, the Capital, this
the Tenth day of June, A.D., 2015.*



Ken Detzner

Secretary of State



RECEIVED
DEPARTMENT OF STATE
RICK SCOTT
2015 MAY 8 PM 4:17
DIVISION OF ELECTIONS

May 4, 2015

Secretary Kenneth W. Detzner
Department of State
State of Florida
R. A. Gray Building, Room 316
500 South Bronough Street
Tallahassee, Florida 32399-0250

Dear Secretary Detzner:

Please be advised I have made the following reappointment under the provisions of Section 20.197, Florida Statutes:

Ms. Barbara Palmer
1109 Carraway Street
Tallahassee, Florida 32308

as Director of the Agency for Persons with Disabilities, subject to confirmation by the Senate. This appointment is effective May 4, 2015, for a term ending at the pleasure of the Governor.

Sincerely,

A large, stylized handwritten signature in black ink, appearing to be "RS" followed by a long horizontal stroke.

Rick Scott
Governor

RS/vh

OATH OF OFFICE
(Art. II, § 5(b), Fla. Const.)

RECEIVED
DEPARTMENT OF STATE

2015 JUN 10 PM 12:44

DIVISION OF ELECTIONS
TALLAHASSEE, FL

STATE OF FLORIDA

County of Leon

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Executive Director of APD

(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

Barbara Palmer
Signature

Sworn to and subscribed before me this 9th day of June 2015

Angie Roster
Signature of Officer Administering Oath or of Notary Public

Angie Roster
Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known OR Produced Identification

Type of Identification Produced _____

ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: Home Office

4030 Esplanade Way

Street or Post Office Box

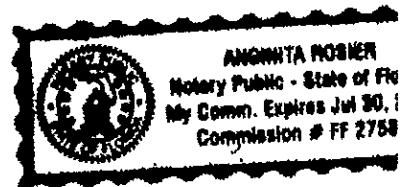
Tallahassee, FL 32399-0950

City, State, Zip Code

Barbara Palmer

Print name as you desire commission issued

Barbara Palmer
Signature



THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

12/3/15

Meeting Date

Bill Number (if applicable)

Topic Senate Confirmation

Name Barbara Palmer

Amendment Barcode (if applicable)

Job Title Executive Director

Address 4030 Esplanade Way

Street

Phone

Tallahassee

FL

State

32399

Zip

Email

Speaking: [] For [] Against [X] Information

Waive Speaking: [] In Support [] Against (The Chair will read this information into the record.)

Representing The Agency for Persons with Disabilities

Appearing at request of Chair: [X] Yes [] No

Lobbyist registered with Legislature: [X] Yes [] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

12/03/15

Meeting Date

Bill Number (if applicable)

Topic Confirmation of Barbara Palmer, APD

Amendment Barcode (if applicable)

Name Dixie Sanson

Job Title Lobbyist

Address PO Box 98

Phone 321-543-2195

Street

Cocoa

City

FL

State

32923

Zip

Email dixiesanson@apd.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing The Arc of FL

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

12/3/15

Meeting Date

Bill Number (if applicable)

Topic Sec Palmer Confirmation

Amendment Barcode (if applicable)

Name Victoria Zapp

Job Title Exec. Dir Gov't Affairs

Address 411 E. College Ave

Phone 850.241.6309

Street

City

State

32301
Zip

Email Victoria@FLChildren.org

Speaking: For Against Information

Waive Speaking: In Support Against

(The Chair will read this information into the record.)

Representing FL Coalition for Children

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

COMMITTEE VOTE RECORD – EXECUTIVE APPOINTMENT

COMMITTEE: Children, Families, and Elder Affairs
NAME: Palmer, Barbara Jo
BOARD: Director, Agency for Persons with Disabilities
FINAL ACTION: Recommend Confirm
MEETING DATE: Thursday, December 3, 2015
TIME: 1:00—3:00 p.m.
PLACE: 301 Senate Office Building

FINAL VOTE		SENATORS						
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay
		Dean						
X		Detert						
		Garcia						
X		Hutson						
X		Ring						
X		Altman, VICE CHAIR						
X		Sobel, CHAIR						
5	0							
Yea	Nay	TOTALS	Yea	Nay	Yea	Nay	Yea	Nay

CODES: FAV=Favorable TP=Temporarily Postponed WD=Withdrawn
 UNF=Unfavorable VA=Vote After Roll Call OO=Out of Order
 -R=Reconsidered VC=Vote Change After Roll Call AV=Abstain from Voting

040

STATE OF FLORIDA
DEPARTMENT OF STATE
Division of Elections

I, Ken Detzner, Secretary of State,
do hereby certify that

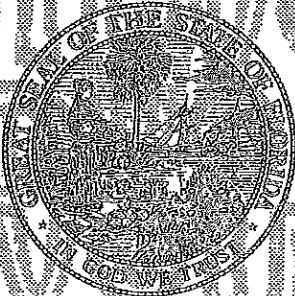
Samuel P. Verghese

is duly appointed

Secretary,
Department of Elderly Affairs

for a term beginning on the
Fourth day of May, A.D., 2015,
to serve at the pleasure of the Governor
and is subject to be confirmed by the Senate
during the next regular session of the Legislature.

Given under my hand and the Great Seal of the
State of Florida, at Tallahassee, the Capital, this
the First day of July, A.D., 2015.



Ken Detzner

Secretary of State

If photocopied or chemically altered, the word VOID will appear.

State of Florida appears in small letters across the face of this 8 1/2 x 11 document.



RICK SCOTT
GOVERNOR

RECEIVED
DEPARTMENT OF STATE
2015 MAY -8 PM 4:17
DIVISION OF ELECTIONS

May 4, 2015

Secretary Kenneth W. Detzner
Department of State
State of Florida
R. A. Gray Building, Room 316
500 South Bronough Street
Tallahassee, Florida 32399-0250

Dear Secretary Detzner:

Please be advised I have made the following reappointment under the provisions of Section 20.41, Florida Statutes:

Secretary Samuel Paul Verghese
856 Willow Avenue
Tallahassee, Florida 32303

as Secretary of the Department of Elder Affairs, subject to confirmation by the Senate. This appointment is effective May 4, 2015, for a term ending at the pleasure of the Governor.

Sincerely,

A handwritten signature in black ink, appearing to be "Rick Scott", written over a horizontal line.

Rick Scott
Governor

RS/vh

OATH OF OFFICE

(Art. II, § 5(b), Fla. Const.)

RECEIVED
DEPARTMENT OF STATE

2015 JUL -1 PM 2:18

STATE OF FLORIDA

County of Leon

DIVISION OF ELECTIONS
TALLAHASSEE, FL

I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of

Secretary, Department of Elder Affairs

(Title of Office)

on which I am now about to enter, so help me God.

[NOTE: If you affirm, you may omit the words "so help me God." See § 92.52, Fla. Stat.]

[Handwritten Signature]

Signature

Sworn to and subscribed before me this 29th day of June, 2015.

[Handwritten Signature]

Signature of Officer Administering Oath or of Notary Public

Norine E. Tindall

Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known OR Produced Identification

Type of Identification Produced _____



ACCEPTANCE

I accept the office listed in the above Oath of Office.

Mailing Address: Home Office

4040 Esplanade Way Ste. 315

Street or Post Office Box

Tallahassee, FL 32399-7000

City, State, Zip Code

Samuel P. Verghese

Print name as you desire commission issued

[Handwritten Signature]

Signature

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

12/3/2015
Meeting Date

Bill Number (if applicable)

Topic Confirmation Hearing

Amendment Barcode (if applicable)

Name Samuel Verghese

Job Title Secretary Dept. of Elder Affairs

Address 4040 Esplanade Way
Street

Phone 850-414-2000

Tallahassee FL 32399
City State Zip

Email

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Dept. of Elder Affairs

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

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COMMITTEE VOTE RECORD – EXECUTIVE APPOINTMENT

COMMITTEE: Children, Families, and Elder Affairs
NAME: Vergheze, Samuel P.
BOARD: Secretary of Elderly Affairs
FINAL ACTION: Recommend Confirm
MEETING DATE: Thursday, December 3, 2015
TIME: 1:00—3:00 p.m.
PLACE: 301 Senate Office Building

FINAL VOTE		SENATORS						
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay
		Dean						
X		Detert						
		Garcia						
X		Hutson						
X		Ring						
X		Altman, VICE CHAIR						
X		Sobel, CHAIR						
5	0	TOTALS						
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay

CODES: FAV=Favorable TP=Temporarily Postponed WD=Withdrawn
 UNF=Unfavorable VA=Vote After Roll Call OO=Out of Order
 -R=Reconsidered VC=Vote Change After Roll Call AV=Abstain from Voting

CourtSmart Tag Report

Room: SB 301

Case No.:

Type:

Caption: Children, Families and Elder Affairs Committee

Judge:

Started: 12/3/2015 1:03:17 PM

Ends: 12/3/2015 2:07:27 PM Length: 01:04:11

1:03:26 PM Meeting called to order
1:03:35 PM Quorum met
1:04:12 PM Chair Sobel announces abbreviated meeting
1:04:13 PM Tab 3 "Review of State Mental Health Treatment Facilities" not discussed today, taken up in Jan16
1:04:16 PM Roll call
1:04:39 PM Tab 1 taken up
1:04:57 PM SB 542 introduced by Rachel, in substitution of Sen Stargel
1:05:20 PM Sen Detert question
1:06:24 PM No debate
1:06:26 PM Waive close
1:06:38 PM SB 542 Reported favorably
1:06:53 PM Tab 2 taken up
1:06:54 PM SB 628- Introduced by Sen Richter's Legislative Aide, Becky Dixie Sansom- The Arc of Florida- Waive in support
1:07:27 PM Becky Waive close
1:07:39 PM SB 628 - Reported favorably
1:08:05 PM Tabs 4 - 6 taken up - Confirmation hearings
1:08:49 PM Tab 4- Appointee Secretary Mike Carroll - Sworn In
1:09:10 PM Secretary Mike Carroll address committee, Department of Children and Families
1:18:24 PM Sen Detert - Question
1:22:14 PM Sen Detert follow-up
1:25:00 PM Chair Sobel information
1:26:00 PM Secretary Carroll
1:32:43 PM Chair Sobel
1:32:49 PM Sen Altman -question
1:33:03 PM Secretary Carroll
1:38:18 PM Chair Sobel
1:38:30 PM Public testimony
1:38:39 PM Victoria Zepp- FL Coalition for Children, CBCs- Speak in support
1:39:29 PM Georgia McKeown- Family Support Services of North FL- Waive in support
1:39:39 PM Natalie Kelly- FI Association of Managing Entities- Waive in support
1:39:49 PM Mark Fontaine- FI Alcohol and Drug Abuse Assoc- Waive in support

1:39:58 PM Jack Levine- Speak in support
1:41:40 PM Barney Bishop- FL Smart Justice Alliance- Waive in support
1:41:58 PM Sen Ring
1:42:58 PM Tab 5 - Director Barbara Palmer Sworn in
1:43:22 PM Director Barbara Palmer address committee, Agency of Persons with Disabilities
1:51:36 PM Sen Hutson - question
1:52:00 PM Director Palmer response
1:53:03 PM Dixie Sansom- The Arc of Florida- Waive in support
1:53:10 PM Victoria Zepp- FL Coalition for Children- Waive in support
1:53:24 PM Tab 6- Appointee Secretary Samuel Verghese - Sworn in
1:53:37 PM Samuel Verghese address committee, Secretary of Elderly Affairs
1:58:37 PM Sen Detert question
1:59:10 PM Secretary Verghese response
1:59:46 PM Chair Sobel question
1:59:57 PM Secretary Verghese response
2:00:54 PM Chair Sobel conclusion on Appointees (Tabs 4-6)
2:02:59 PM Sen Detert debate/ addressing appointees
2:06:39 PM Sen Altman moves to confirm appointees
2:06:50 PM Roll call (Vote on Tabs 4-6)
2:07:03 PM Appointees confirmed, (Carroll, Palmer and Verghese)
2:07:16 PM Sen Detert moves to rise
2:07:20 PM Meeting adjourned