

Bill No. SB 1962

Amendment No. \_\_\_\_

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Senator Rossin moved the following amendment:

**Senate Amendment (with title amendment)**

On page 1, line 30, through  
page 2, line 13, delete those lines

and insert:

(g) A memory disorder center located in a public hospital that is operated by an independent special hospital taxing district that governs multiple hospitals and is located in a county with a population greater than 800,000 persons;

(h) A memory disorder clinic at St. Mary's Medical Center in Palm Beach County; and

(i) A memory disorder clinic at Tallahassee Memorial Regional Medical Center,

for the purpose of conducting research and training in a diagnostic and therapeutic setting for persons suffering from Alzheimer's disease and related memory disorders. However, memory disorder clinics funded as of June 30, 1995, shall not receive decreased funding due solely to subsequent additions

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1 of memory disorder clinics in this subsection.

2 (4) Pursuant to the provisions of s. 287.057, the  
3 Department of Elderly Affairs may ~~shall~~ contract for the  
4 provision of ~~three~~ specialized model day care programs in  
5 conjunction with the ~~each~~ memory disorder clinics ~~clinic~~. The  
6 purpose of each model day care program must be to provide  
7 service delivery to persons suffering from Alzheimer's disease  
8 or a related memory disorder and training for health care and  
9 social service personnel in the care of persons having  
10 Alzheimer's disease or related memory disorders.

11 Section 2. Section 430.707, Florida Statutes, is  
12 amended to read:

13 430.707 Contracts.--

14 (1) The department, in consultation with the agency,  
15 shall select and contract with managed care organizations to  
16 provide long-term care within community diversion pilot  
17 project areas.

18 (2) The department, together with the agency, may  
19 contract with entities which have submitted an application as  
20 a community nursing home diversion project to provide benefits  
21 pursuant to the "Program for All-Inclusive Care for the  
22 Elderly" as established in Pub. L. No. 105-33. For the  
23 purposes of this community nursing home diversion project,  
24 such an entity shall be exempt from the requirements of  
25 chapter 641 until December 31, 2001, if the entity submits an  
26 application to the department by July 1, 1998, and is a  
27 private, nonprofit, superior-rated nursing home with at least  
28 50 percent of its residents eligible for Medicaid.

29 Section 3. (1) There is hereby created the Panel for  
30 the Study of End-of-Life Care, which shall be located in the  
31 Pepper Institute on Aging and Public Policy at Florida State

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1 University, to study the issues related to care provided to  
2 persons at the end of life.

3 (2) The panel shall be composed of 22 persons, as  
4 follows:

5 (a) Two persons who are representatives of hospice  
6 organizations, and one consumer, to be appointed by the  
7 Florida Hospice Association.

8 (b) Three persons who are representatives of nursing  
9 homes and assisted living facilities and who have the  
10 expertise necessary to participate in the work of the panel.  
11 Two of these persons shall be appointed by the Florida Health  
12 Care Association and one by the Florida Association of Homes  
13 for the Aging.

14 (c) Three persons who are representatives of hospitals  
15 and who have the expertise necessary to participate in the  
16 work of the panel, one each to be appointed by the Florida  
17 Hospital Association, the Florida League of Health Systems,  
18 and the Association of Community Hospitals and Health Systems  
19 of Florida, Inc.

20 (d) One member each to be appointed by the Florida  
21 Medical Association, the Board of Medicine, the Board of  
22 Osteopathic Medicine, The Florida Bar, and the Florida Nurses  
23 Association, who have the expertise necessary to participate  
24 in the work of the panel.

25 (e) One member of the Florida Senate appointed by the  
26 President of the Senate and one member of the Florida House of  
27 Representatives appointed by the Speaker of the House.

28 (f) One representative of the Aging with Dignity  
29 Commission.

30 (g) Two representatives appointed by the Pepper  
31 Institute, including a member of the clergy, with the

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1 expertise necessary to participate in the work of the panel.

2 (h) One representative from the Health Quality  
3 Assurance Division of the Agency for Health Care  
4 Administration with expertise in the regulation of long-term  
5 care facilities.

6 (i) The Secretary of Elder Affairs, and one consumer  
7 representative appointed by the secretary.

8 (3) The members of the panel shall be appointed by  
9 July 1, 1998, and shall hold an initial meeting of the panel  
10 by August 1, 1998. All expenses of the panel, including travel  
11 and per diem expenses, shall be paid by the entities  
12 appointing members pursuant to subsection (2), in proportion  
13 to the number of members appointed by them. The Pepper  
14 Institute shall provide such staff support for the panel as is  
15 requested by the panel. The panel shall hold such hearings as  
16 it deems appropriate to receive public testimony as to its  
17 proposed recommendations and findings. Notice of all meetings  
18 of the panel and of its public hearings shall be provided in  
19 the Florida Administrative Weekly.

20 (4) The panel is directed to study issues related to  
21 the care provided to persons at the end of life. Issues  
22 considered by the panel shall include:

23 (a) Methods to ensure that pain management is a goal  
24 in each health care setting.

25 (b) The identification of barriers that hinder health  
26 care professionals from providing satisfactory pain management  
27 and palliative care.

28 (c) Whether mandatory education in pain management and  
29 palliative care should be required as a condition for  
30 licensure or relicensure of health care professionals. The  
31 Pepper Institute shall consult with health care professional

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1 licensing boards in completing this phase of the study.

2 (d) The current use of advance directives, to  
3 determine whether changes are necessary to ensure that, once  
4 prepared, advance directives will be honored in any health  
5 care setting.

6 (e) The regulatory and financial incentives that  
7 influence the site or setting of care and of care providers.

8 (5) The panel shall submit an interim report by  
9 January 31, 1999, and a final report by August 1, 1999, to the  
10 Governor, the President of the Senate, and the Speaker of the  
11 House of Representatives.

12 (6) This section shall stand repealed effective August  
13 1, 1999.

14 Section 4. This act shall take effect July 1 of the  
15 year in which enacted.

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

19 And the title is amended as follows:

20 On page 1, lines 2-4, delete those lines

21

22 and insert:

23 An act relating to health care; amending s.  
24 430.502, F.S.; establishing additional memory  
25 disorder clinics; revising authority of the  
26 Department of Elderly Affairs with respect to  
27 contracts for specialized model day care  
28 programs at such clinics; amending s. 430.707,  
29 F.S.; authorizing the department together with  
30 the agency to contract for certain services;  
31 exempting certain providers from the provisions

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1 of ch. 641, F.S.; creating the Panel for the  
2 Study of End-of-Life Care; providing for  
3 membership and duties; requiring a report;  
4 providing for future repeal;  
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