

Bill No. CS/HBs 3089 & 171, 1st Eng.

Amendment No. ____

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11 Senators Geller and Gutman moved the following amendment:

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13 **Senate Amendment (with title amendment)**

14 On page 6, between lines 23 and 24,

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16 insert:

17 Section 3. Paragraph (a) of subsection (2) of section
18 400.23, Florida Statutes, is amended to read:

19 400.23 Rules; criteria; Nursing Home Advisory
20 Committee; evaluation and rating system; fee for review of
21 plans.--

22 (2) Pursuant to the intention of the Legislature, the
23 agency, in consultation with the Department of Health and
24 Rehabilitative Services and the Department of Elderly Affairs,
25 shall adopt and enforce rules to implement this part, which
26 shall include reasonable and fair criteria in relation to:

27 (a) The location and construction of the facility;
28 including fire and life safety, plumbing, heating, lighting,
29 ventilation, and other housing conditions which will ensure
30 the health, safety, and comfort of residents, including an
31 adequate call system. The agency shall establish standards

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1 for facilities and equipment to increase the extent to which
2 new facilities and a new wing or floor added to an existing
3 facility after July 1, 1999,are structurally capable of
4 serving as shelters only for residents, staff, and families of
5 residents and staff,and equipped to be self-supporting during
6 and immediately following disasters. The Agency for Health
7 Care Administration shall work with facilities licensed under
8 this part and report to the Governor and Legislature by April
9 1, 1999, its recommendations for cost-effective renovation
10 standards to be applied to existing facilities.In making such
11 rules, the agency shall be guided by criteria recommended by
12 nationally recognized reputable professional groups and
13 associations with knowledge of such subject matters. The
14 agency shall update or revise such criteria as the need
15 arises. All nursing homes must comply with those lifesafety
16 code requirements and building code standards applicable at
17 the time of approval of their construction plans. The agency
18 may require alterations to a building if it determines that an
19 existing condition constitutes a distinct hazard to life,
20 health, or safety. The agency shall adopt fair and reasonable
21 rules setting forth conditions under which existing facilities
22 undergoing additions, alterations, conversions, renovations,
23 or repairs shall be required to comply with the most recent
24 updated or revised standards.

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26 (Redesignate subsequent sections.)

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28
29 ===== T I T L E A M E N D M E N T =====

30 And the title is amended as follows:

31 On page 1, line 21, after the semicolon

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1 insert:

2 amending s. 400.23, F.S.; amending rulemaking
3 powers of the Agency for Health Care
4 Administration relating to structural standards
5 for nursing homes; requiring a report to the
6 Governor and Legislature;

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