

By Representative Roberts-Burke

1 A bill to be entitled
2 An act relating to adult family-care homes;
3 amending s. 400.621, F.S.; providing for rules
4 relating to respite care; amending s. 400.6211,
5 F.S.; requiring the Department of Elderly
6 Affairs to inform providers of financial
7 assistance that may be available to certain
8 residents; creating s. 400.626, F.S.; providing
9 for waivers to enable residents to age in
10 place; requiring a report; providing for
11 renewal or revocation of waivers; providing an
12 effective date.

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14 Be It Enacted by the Legislature of the State of Florida:

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16 Section 1. Paragraph (i) is added to subsection (1) of
17 section 400.621, Florida Statutes, to read:

18 400.621 Rules and standards relating to adult
19 family-care homes.--

20 (1) The department shall, in consultation with the
21 Department of Health ~~and Rehabilitative Services~~ and the
22 agency, by rule, establish minimum standards and licensure
23 procedures for adult family-care homes. The rules must, at a
24 minimum:

25 (i) Provide for respite care for providers and
26 caregivers of residents in adult family-care homes.

27 Section 2. Subsections (3) and (4) of section
28 400.6211, Florida Statutes, are renumbered as subsections (4)
29 and (5), respectively, and a new subsection (3) is added to
30 said section to read:

31 400.6211 Training and education programs.--

1 (3) The department, in consultation with the
2 Department of Children and Family Services, shall provide
3 adult family-care home providers with an explanation of
4 financial assistance and other benefits, including food
5 stamps, which may be available to a recipient of supplemental
6 security income (SSI) who resides in an adult family-care
7 home.

8 Section 3. Section 400.626, Florida Statutes, is
9 created to read:

10 400.626 Aging in place; waiver.--The agency, in
11 consultation with the department and the Department of
12 Children and Family Services, may waive rules adopted under
13 this chapter in order to enable residents in an adult
14 family-care home to age in place, provided there is reasonable
15 assurance that the health, safety, and welfare of residents
16 will not be endangered. An adult family-care home provider
17 must submit an application for the waiver to the agency,
18 describing the applicant's goals and objectives, the
19 anticipated benefits to the facility's residents, the number
20 of residents who will be affected, if applicable, the
21 applicant's evaluation procedures, and any other information
22 deemed appropriate by the agency. Any provider granted a
23 waiver must submit an evaluation report to the agency, the
24 department, and the Department of Children and Family Services
25 within 12 months after initial receipt of the waiver. The
26 agency may then renew or revoke the waiver, or pursue any
27 regulatory or statutory changes necessary to allow other adult
28 family-care homes to adopt the same practices.

29 Section 4. This act shall take effect October 1, 1997.
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HOUSE SUMMARY

Requires Department of Elderly Affairs rules relating to adult family-care homes to include provision for respite care for providers and caregivers. Requires the department, in consultation with the Department of Children and Family Services, to provide adult family-care home providers with information regarding public assistance benefits, including food stamps, which may be available to residents receiving supplemental security income (SSI). Authorizes the Agency for Health Care Administration to grant waivers to adult-family care homes to enable residents to age in place. Provides application requirements, requires an evaluation report after 12 months' operation under a waiver, and provides for renewal or revocation.