

By Senator Dudley

25-233-98

1                                   A bill to be entitled  
2           An act relating to certified nursing  
3           assistants; amending s. 400.211, F.S.;  
4           providing that nursing assistants who work in  
5           nursing home facilities are subject to federal  
6           criminal records checks by the Federal Bureau  
7           of Investigation as part of certification  
8           requirements; providing an effective date.

9  
10   Be It Enacted by the Legislature of the State of Florida:

11  
12           Section 1. Subsection (5) of section 400.211, Florida  
13   Statutes, is amended to read:

14           400.211 Persons employed as nursing assistants;  
15   certification requirement.--

16           (5)(a) Every certified nursing assistant hired by a  
17   nursing home facility on or after October 1, 1993, must,  
18   within 5 working days after starting employment at a nursing  
19   home facility, submit to the facility a complete set of  
20   information necessary to conduct a records check through the  
21   central abuse registry under chapter 415 and a statewide  
22   criminal records correspondence check through the Department  
23   of Law Enforcement. The facility shall submit the information  
24   provided by the employee, within 48 hours, to the Department  
25   of Children and Family ~~Health and Rehabilitative~~ Services'  
26   central abuse registry and to the Department of Law  
27   Enforcement, which shall conduct a screening according to the  
28   provisions of s. 400.497(2).

29           (b) Every certified nursing assistant who is hired by  
30   a nursing home facility on or after October 1, 1998, is  
31   subject to a federal criminal records check conducted by the

1 Federal Bureau of Investigation and must, within 5 working  
2 days after starting employment at a nursing home facility,  
3 submit to the facility a complete set of information necessary  
4 to conduct such a federal criminal records check. The facility  
5 shall submit the information provided by the employee, within  
6 48 hours, to the Federal Bureau of Investigation. The  
7 requirement set forth in this paragraph is in addition to  
8 other requirements for the certification of nursing  
9 assistants.

10 Section 2. This act shall take effect October 1, 1998.

11 \*\*\*\*\*

12 SENATE SUMMARY

13 Provides that nursing assistants who work in nursing home  
14 facilities are subject to federal criminal records checks  
15 conducted by the Federal Bureau of Investigation.