

By Representative Crist

1                                   A bill to be entitled  
2           An act relating to nursing homes; amending s.  
3           400.235, F.S.; revising membership and terms of  
4           the Governor's Panel on Excellence in Long-Term  
5           Care; providing for selection of a panel  
6           chairperson; providing a definition; providing  
7           an effective date.

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

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11           Section 1. Paragraph (a) of subsection (3) of section  
12   400.235, Florida Statutes, is amended to read:13           400.235 Nursing home quality and licensure status;  
14   Gold Seal Program.--

15           (3)(a)1. The Gold Seal Program shall be developed and  
16   implemented by the Governor's Panel on Excellence in Long-Term  
17   Care which shall operate under the authority of the Executive  
18   Office of the Governor. For the purposes of staggering the  
19   terms of the panel members and notwithstanding the conditions  
20   of the original appointments, the terms of all panel members  
21   shall expire on September 30, 2000. The panel shall be  
22   composed of the following members appointed effective October  
23   1, 2000:~~The panel shall be composed of three persons~~  
24   ~~appointed by the Governor, to include a consumer advocate for~~  
25   ~~senior citizens and two persons with expertise in the fields~~  
26   ~~of quality management, service delivery excellence, or public~~  
27   ~~sector accountability; three persons appointed by the~~  
28   ~~Secretary of Elderly Affairs, to include an active member of a~~  
29   ~~nursing facility family and resident care council and a member~~  
30   ~~of the University Consortium on Aging; the State Long-Term~~  
31   ~~Care Ombudsman; one person appointed by the Florida Life Care~~

- 1 ~~Residents Association; one person appointed by the Secretary~~  
2 ~~of Health; two persons appointed by the Director of Health~~  
3 ~~Care Administration, to include the Deputy Director for State~~  
4 ~~Health Purchasing; one person appointed by the Florida~~  
5 ~~Association of Homes for the Aging; and one person appointed~~  
6 ~~by the Florida Health Care Association. All members of the~~  
7 ~~panel shall be appointed by October 1, 1999, and the panel~~  
8 ~~shall hold its organizational meeting no later than December~~  
9 ~~10, 1999.~~
- 10 a. A consumer advocate for senior citizens appointed  
11 by the Governor, to serve a 4-year term.
- 12 b. Two persons with expertise in the fields of quality  
13 management, service delivery excellence, or public-sector  
14 accountability appointed by the Governor, to serve 3-year  
15 terms.
- 16 c. A consumer advocate for senior citizens appointed  
17 by the Secretary of Elderly Affairs, to serve a 4-year term.
- 18 d. An active member of a nursing facility family and  
19 resident care council appointed by the Secretary of Elderly  
20 Affairs, to serve a 1-year term.
- 21 e. A member of the University Consortium on Aging  
22 appointed by the Secretary of Elderly Affairs, to serve a  
23 2-year term.
- 24 f. The State Long-Term Care Ombudsman, to serve an  
25 indefinite term.
- 26 g. A consumer advocate for senior citizens appointed  
27 by the Florida Life Care Residents Association, to serve a  
28 3-year term.
- 29 h. A consumer advocate for senior citizens appointed  
30 by the Secretary of Health, to serve a 2-year term.  
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1           i. A consumer advocate for senior citizens appointed  
2 by the Director of Health Care Administration, to serve a  
3 4-year term.

4           j. The Deputy Director for State Health Purchasing of  
5 the Agency for Health Care Administration, to serve an  
6 indefinite term.

7           k. One person appointed by the Florida Association of  
8 Homes for the Aging, to serve a 1-year term.

9           l. One person appointed by the Florida Health Care  
10 Association, to serve a 2-year term.

11           m. A member of the Florida Silver Hair Legislature  
12 appointed by the Florida Silver Hair Legislature, to serve a  
13 1-year term.

14           n. A member of the Florida State Council of Senior  
15 Citizens appointed by the Florida State Council of Senior  
16 Citizens, to serve a 2-year term.

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18 Thereafter, all panel members except those appointed under  
19 subparagraphs f. and j. shall serve 4-year terms. Vacancies on  
20 the panel shall be filled in the same manner as the original  
21 appointments. No panel member shall be appointed to serve more  
22 than two consecutive 4-year terms ~~serve for more than 4~~  
23 ~~consecutive years from the date of appointment.~~

24           2. Panel members shall select the panel chairperson by  
25 a majority vote at the panel's first meeting after all panel  
26 members have been appointed.

27           3. For purposes of this paragraph, "consumer advocate  
28 for senior citizens" means a person who:

29           a. Receives no money from the nursing home industry in  
30 the form of wages, contributions, or gifts and has no  
31 relatives who receive such moneys;

1           b. Is not a state employee with the Agency for Health  
2 Care Administration, Department of Health, or Department of  
3 Elderly Affairs; and

4           c. Is either a member of an organized senior advocacy  
5 group or who has had or currently has a relative in a nursing  
6 home.

7           Section 2. This act shall take effect July 1, 2000.

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HOUSE SUMMARY

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12           Revises membership and terms of the Governor's Panel on  
13           Excellence in Long-Term Care. Provides for selection of a  
            panel chairperson. Defines "consumer advocate for senior  
            citizens" for purposes of appointments to the panel.

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