

By Senator Brown-Waite

10-1264-00

See HB 1033

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.

17
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;

