

By the Committee on Elder & Long-Term Care and  
Representative Green

1                                   A bill to be entitled  
2           An act relating to trust funds; creating the  
3           Quality of Long-Term Care Facility Improvement  
4           Trust Fund within the Agency for Health Care  
5           Administration; providing for sources of funds  
6           and purposes; providing for annual carryforward  
7           of funds; providing for future review and  
8           termination or re-creation of the trust fund;  
9           providing a contingent effective date.

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

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13           Section 1. Quality of Long-Term Care Facility  
14 Improvement Trust Fund.--

15           (1) There is created within the Agency for Health Care  
16 Administration a Quality of Long-Term Care Facility  
17 Improvement Trust Fund to support activities and programs  
18 directly related to improvement of the care of nursing home  
19 and assisted living facility residents. The trust fund shall  
20 be funded through proceeds generated pursuant to ss. 400.0238  
21 and 400.430, Florida Statutes, through a percentage of funds  
22 recovered by the Medicaid program from the estates of deceased  
23 Medicaid beneficiaries supported in long-term care facilities,  
24 through funds specifically appropriated by the Legislature,  
25 and through gifts, endowments, and other charitable  
26 contributions allowed under federal and state law.

27           (2) Expenditures from the trust fund shall be  
28 allowable for direct support of the following:

29           (a) Development and operation of a mentoring program,  
30 in consultation with the Department of Health and the  
31 Department of Elderly Affairs, for increasing the competence,

1 professionalism, and career preparation of long-term care  
2 facility direct care staff, including nurses, nursing  
3 assistants, and social service and dietary personnel.

4 (b) Development and implementation of specialized  
5 training programs for long-term care facility personnel who  
6 provide direct care for residents with Alzheimer's Disease and  
7 other dementias, residents at risk of developing pressure  
8 sores, and residents with special nutrition and hydration  
9 needs.

10 (c) Provision of economic and other incentives to  
11 enhance the stability and career development of the nursing  
12 home direct care workforce, including paid sabbaticals for  
13 exemplary direct care career staff to visit facilities  
14 throughout the state to train and motivate younger workers to  
15 commit to careers in long-term care.

16 (d) Promotion and support for the formation and active  
17 involvement of resident and family councils in the improvement  
18 of nursing home care.

19 (3) The agency shall be responsible and accountable  
20 for carrying out through the trust fund the priorities and  
21 directives specified in legislative appropriations.

22 (4) Notwithstanding the provisions of s. 216.301,  
23 Florida Statutes, and pursuant to s. 216.351, Florida  
24 Statutes, any balance in the trust fund at the end of any  
25 fiscal year shall remain in the trust fund at the end of the  
26 year and shall be available for carrying out the purposes of  
27 the trust fund.

28 (5) In accordance with s. 19(f)(2), Art. III of the  
29 State Constitution, the Quality of Long-Term Care Facility  
30 Improvement Trust Fund shall, unless terminated sooner, be  
31 terminated on July 1, 2005. Before its scheduled termination,

1 the trust fund shall be reviewed as provided in s. 215.3206(1)  
2 and (2), Florida Statutes.

3 Section 2. This act shall take effect July 1, 2001, if  
4 HB .... or similar legislation is adopted in the same  
5 legislative session or an extension thereof and becomes law.

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8 HOUSE SUMMARY

9  
10 Creates the Quality of Long-Term Care Facility  
11 Improvement Trust Fund to be administered by the Agency  
12 for Health Care Administration, and provides for its  
13 sources and purposes. Provides for annual carryforward of  
14 balances remaining at the end of any fiscal year.  
15 Provides for future review and termination or re-creation  
16 of the trust fund.  
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