

Amendment No. 01 (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

11 The Committee on Health & Human Services Appropriations
12 offered the following:

14 **Amendment (with title amendment)**

15 Remove from the bill: Everything after the enacting clause
16
17 and insert in lieu thereof:

18 Section 1. This act may be cited as the "Florida
19 Alzheimer's Training Act."

20 Section 2. Section 400.1755, Florida Statutes, is
21 created to read:

22 400.1755 Care for persons with Alzheimer's disease or
23 other related disorders.--

24 (1) As a condition of licensure, facilities licensed
25 under this part must provide to each of their employees, upon
26 beginning employment, basic written information about
27 interacting with persons with Alzheimer's disease or related
28 disorders.

29 (2) All employees who are expected to, or whose
30 responsibilities require them to, have direct contact with
31 residents with Alzheimer's disease or related disorders must,

Amendment No. 01 (for drafter's use only)

1 in addition to the information provided in subsection (1),
2 have an initial training of at least 1 hour completed in the
3 first 3 months after employment. This training shall include,
4 but not be limited to, an overview of dementias and shall
5 provide basic skills in communicating with persons with
6 dementia.

7 (3) An individual who provides direct care shall be
8 considered a direct caregiver and must complete the required
9 initial training and an additional 3 hours of training within
10 9 months after beginning employment. This training shall
11 include, but not be limited to, managing problem behaviors,
12 promoting the resident's independence in activities of daily
13 living, and skills in working with families and caregivers.

14 (a) For certified nursing assistants, the required 4
15 hours of training shall be part of the total hours of training
16 required annually.

17 (b) For health care practitioners licensed pursuant to
18 chapter 456, continuing education hours completed as required
19 by the board shall be counted toward this total of 4 hours.

20 (4) For employees who are health care practitioners
21 licensed pursuant to chapter 456, training that is sanctioned
22 by the health care practitioner's board shall be considered to
23 be approved by the Department of Elderly Affairs.

24 (5) The Department of Elderly Affairs or its designee
25 shall approve the initial and continuing training provided to
26 employees under this section. The department shall approve
27 training offered in a variety of formats, including, but not
28 limited to, Internet-based, video, teleconferencing, and
29 classroom instruction. The department shall keep a list of
30 current providers who are approved to provide initial and
31 continuing training. The department shall adopt rules to

Amendment No. 01 (for drafter's use only)

1 establish standards for the trainers and the training required
2 in this section.

3 (6) Upon completing any training listed in this
4 section, the employee or direct caregiver shall be issued a
5 certificate that includes the name of the training provider,
6 the topic covered, and the date and signature of the training
7 provider. The certificate is evidence of completion of
8 training in the identified topic, and the employee or direct
9 caregiver is not required to repeat training in that topic if
10 the employee or direct caregiver changes employment to a
11 different facility or to an assisted living facility, home
12 health agency or nurse registry, adult day care center, or
13 adult family-care home. The direct caregiver must comply with
14 other applicable continuing education requirements.

15 Section 3. Section 400.4786, Florida Statutes, is
16 created to read:

17 400.4786 Care for persons with Alzheimer's disease or
18 other related disorders.--

19 (1) As a condition of licensure, home health agencies
20 and nurse registries licensed under this part must provide to
21 each of their employees basic written information about
22 interacting with persons with Alzheimer's disease or related
23 disorders upon beginning employment.

24 (2) All employees who are expected to, or whose
25 responsibilities require them to, have direct contact with
26 clients with Alzheimer's disease or related disorders must, in
27 addition to the information provided in subsection (1), have
28 an initial training of at least 1 hour completed in the first
29 3 months after employment. This training shall include, but
30 not be limited to, an overview of dementias and shall provide
31 basic skills in communicating with persons with dementia.

Amendment No. 01 (for drafter's use only)

1 (3) An individual who provides direct care shall be
2 considered a direct caregiver and must complete the required
3 initial training and an additional 3 hours of training within
4 9 months after beginning employment with the home health
5 agency or nurse registry. This training shall include, but not
6 be limited to, managing problem behaviors, promoting the
7 client's independence in activities of daily living, and
8 skills in working with families and caregivers.

9 (a) For certified nursing assistants, the required 4
10 hours of training shall be part of the total hours of training
11 required annually.

12 (b) For health care practitioners licensed pursuant to
13 chapter 456, continuing education hours completed as required
14 by the board shall be counted toward this total of 4 hours.

15 (4) For employees who are health care practitioners
16 licensed pursuant to chapter 456, training that is sanctioned
17 by the health care practitioner's board shall be considered to
18 be approved by the Department of Elderly Affairs.

19 (5) The Department of Elderly Affairs or its designee
20 shall approve the initial and continuing training provided to
21 employees under this section. The department shall approve
22 training offered in a variety of formats, including, but not
23 limited to, Internet-based, video, teleconferencing, and
24 classroom instruction. The department shall keep a list of
25 current providers who are approved to provide initial and
26 continuing training. The department shall adopt rules to
27 establish standards for the trainers and the training required
28 in this section.

29 (6) Upon completing any training listed in this
30 section, the employee or direct caregiver shall be issued a
31 certificate that includes the name of the training provider,

Amendment No. 01 (for drafter's use only)

1 the topic covered, and the date and signature of the training
2 provider. The certificate is evidence of completion of
3 training in the identified topic, and the employee or direct
4 caregiver is not required to repeat training in that topic if
5 the employee or direct caregiver changes employment to a
6 different home health agency or nurse registry or to an
7 assisted living facility, nursing home, adult day care center,
8 or adult family-care home. The direct caregiver must comply
9 with other applicable continuing education requirements.

10 Section 4. Section 400.55715, Florida Statutes, is
11 created to read:

12 400.55715 Care for persons with Alzheimer's disease or
13 other related disorders.--

14 (1) As a condition of licensure, adult day care
15 centers licensed under this part must provide to each of their
16 employees, upon beginning employment, basic written
17 information about interacting with persons with Alzheimer's
18 disease or related disorders.

19 (2) All employees who are expected to, or whose
20 responsibilities require them to, have direct contact with
21 clients with Alzheimer's disease or related disorders must, in
22 addition to the information provided in subsection (1), have
23 an initial training of at least 1 hour completed in the first
24 3 months after employment. This training shall include, but
25 not be limited to, an overview of dementias and shall provide
26 basic skills in communicating with persons with dementia.

27 (3) An individual who provides direct care shall be
28 considered a direct caregiver and must complete the required
29 initial training and an additional 3 hours of training within
30 9 months after beginning employment. This training shall
31 include, but not be limited to, managing problem behaviors,

Amendment No. 01 (for drafter's use only)

1 promoting the client's independence in activities of daily
2 living, and skills in working with families and caregivers.

3 (a) For certified nursing assistants, the required 4
4 hours of training shall be part of the total hours of training
5 required annually.

6 (b) For health care practitioners licensed pursuant to
7 chapter 456, continuing education hours completed as required
8 by the board shall be counted toward this total of 4 hours.

9 (4) For employees who are health care practitioners
10 licensed pursuant to chapter 456, training that is sanctioned
11 by the health care practitioner's board shall be considered to
12 be approved by the Department of Elderly Affairs.

13 (5) The Department of Elderly Affairs or its designee
14 shall approve the initial and continuing training provided to
15 employees under this section. The department shall approve
16 training offered in a variety of formats, including, but not
17 limited to, Internet-based, video, teleconferencing, and
18 classroom instruction. The department shall keep a list of
19 current providers who are approved to provide initial and
20 continuing training. The department shall adopt rules to
21 establish standards for the trainers and the training required
22 in this section.

23 (6) Upon completing any training listed in this
24 section, the employee or direct caregiver shall be issued a
25 certificate that includes the name of the training provider,
26 the topic covered, and the date and signature of the training
27 provider. The certificate is evidence of completion of
28 training in the identified topic, and the employee or direct
29 caregiver is not required to repeat training in that topic if
30 the employee or direct caregiver changes employment to a
31 different adult day care center or to an assisted living

Amendment No. 01 (for drafter's use only)

1 facility, nursing home, home health agency or nurse registry,
2 or adult family-care home. The direct caregiver must comply
3 with other applicable continuing education requirements.

4 Section 5. Section 400.626, Florida Statutes, is
5 created to read:

6 400.626 Care for persons with Alzheimer's disease or
7 other related disorders.--

8 (1) As a condition of licensure, adult family-care
9 homes licensed under this part must provide to each of their
10 employees, upon beginning employment, basic written
11 information about interacting with persons with Alzheimer's
12 disease or related disorders.

13 (2) All employees who are expected to, or whose
14 responsibilities require them to, have direct contact with
15 residents with Alzheimer's disease or related disorders must,
16 in addition to the information provided in subsection (1),
17 have an initial training of at least 1 hour completed in the
18 first 3 months after employment. This training shall include,
19 but not be limited to, an overview of dementias and shall
20 provide basic skills in communicating with persons with
21 dementia.

22 (3) An individual who provides direct care shall be
23 considered a direct caregiver and must complete the required
24 initial training and an additional 3 hours of training within
25 9 months after beginning employment. This training shall
26 include, but not be limited to, managing problem behaviors,
27 promoting the resident's independence in activities of daily
28 living, and skills in working with families and caregivers.

29 (a) For certified nursing assistants, the required 4
30 hours of training shall be part of the total hours of training
31 required annually.

Amendment No. 01 (for drafter's use only)

1 (b) For health care practitioners licensed pursuant to
2 chapter 456, continuing education hours completed as required
3 by the board shall be counted toward this total of 4 hours.

4 (4) For employees who are health care practitioners
5 licensed pursuant to chapter 456, training that is sanctioned
6 by the health care practitioner's board shall be considered to
7 be approved by the Department of Elderly Affairs.

8 (5) The Department of Elderly Affairs or its designee
9 shall approve the initial and continuing training provided to
10 employees under this section. The department shall approve
11 training offered in a variety of formats, including, but not
12 limited to, Internet-based, video, teleconferencing, and
13 classroom instruction. The department shall keep a list of
14 current providers who are approved to provide initial and
15 continuing training. The department shall adopt rules to
16 establish standards for the trainers and the training required
17 in this section.

18 (6) Upon completing any training listed in this
19 section, the employee or direct caregiver shall be issued a
20 certificate that includes the name of the training provider,
21 the topic covered, and the date and signature of the training
22 provider. The certificate is evidence of completion of
23 training in the identified topic, and the employee or direct
24 caregiver is not required to repeat training in that topic if
25 the employee or direct caregiver changes employment to a
26 different adult family-care home or to an assisted living
27 facility, nursing home, home health agency or nurse registry,
28 or adult day care center. The direct caregiver must comply
29 with other applicable continuing education requirements.

30 Section 6. The training requirements established in
31 this act shall apply to all new employees hired on or after

Amendment No. 01 (for drafter's use only)

1 July 1, 2002.

2 Section 7. The Department of Elderly Affairs may
3 contract with a state university or statewide advocacy
4 organization that possesses expertise in the area of
5 Alzheimer's disease and related disorders to review potential
6 trainers and training materials. The department may accept
7 grants, donations, and gifts to meet the costs associated with
8 providing the review and approval and the required training.

9 Section 8. A community care service system shall
10 contain a dementia-specific care provider network to properly
11 address the care of a person with dementia and the family of
12 such person.

13 Section 9. The Legislature finds that appropriate care
14 for persons with Alzheimer's disease and related disorders is
15 an urgent health need in this state. Therefore, each state
16 university, college, or postsecondary school that prepares
17 undergraduate or graduate students in the healing arts
18 regulated under chapter 456, Florida Statutes, is encouraged
19 to include in its curriculum basic training about Alzheimer's
20 disease and related disorders.

21 Section 10. This act shall take effect July 1, 2001.

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24 ===== T I T L E A M E N D M E N T =====

25 And the title is amended as follows:

26 remove from the title of the bill: the entire title

27

28 and insert in lieu thereof:

29

A bill to be entitled

30

An act relating to health care facilities;

31

creating the "Florida Alzheimer's Training

Amendment No. 01 (for drafter's use only)

1 Act"; creating ss. 400.1755, 400.4786,
2 400.55715, and 400.626, F.S.; prescribing
3 information and training requirements for
4 employees of nursing homes, home health
5 agencies, nurse registries, adult day care
6 centers, and adult family-care homes,
7 respectively, that provide care for persons
8 with Alzheimer's disease or related disorders;
9 prescribing duties of the Department of Elderly
10 Affairs; providing rulemaking authority;
11 providing timeframe for compliance; authorizing
12 the Department of Elderly Affairs to contract
13 for review of trainers and training materials;
14 providing for costs; providing that a community
15 care service system shall contain a
16 dementia-specific care provider network;
17 encouraging inclusion of certain training in
18 healing arts curricula; providing an effective
19 date.

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