

Bill No. CS for SB 2-D

Amendment No. Barcode 672318

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11 Senators Saunders and Latvala moved the following **substitute**
 12 **for amendment** (741992):

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 14 **Senate Amendment (with title amendment)**

15 On page 1782, between lines 28 and 29,
 16
 17 insert:

18 Section 1083. Each state university, college, or
 19 postsecondary school that prepares undergraduate or graduate
 20 students for health professions as described in chapter 456,
 21 Florida Statutes, is encouraged to include in its curriculum
 22 basic training about Alzheimer's disease and related
 23 disorders.

24 Section 1084. Effective July 1, 2004, section
 25 400.4785, Florida Statutes, is amended to read:

26 400.4785 Patients with Alzheimer's disease or other
 27 related disorders; certain training mandates and
 28 disclosures.--

29 (1)(a) An agency licensed under this part which
 30 provides direct service to adults shall require each newly
 31 hired employee who provides direct care to patients under

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1 federal home health regulations to dedicate 4 hours to
2 training in Alzheimer's disease and dementia-related
3 illnesses. This training shall include, but is not limited to,
4 overview of dementia, demonstrating basic skills in
5 communicating with persons with dementia, managing problem
6 behaviors, promoting the client's independence in activities
7 of daily living, and skills in working with families and
8 caregivers.

9 (b) The Department of Elderly Affairs, or its
10 designee, shall approve the required training. The department
11 must consider for approval training offered in a variety of
12 formats. The department shall keep a list of current providers
13 who are approved to provide the 4-hour training. The
14 department shall adopt rules to establish standards for the
15 trainers required in this section.

16 (c) Upon completing the training listed in this
17 section, the employee shall be issued a certificate that
18 states that the training mandated under this section has been
19 received. The certificate shall be dated and signed by the
20 training provider. The certificate is evidence of completion
21 of this training and the employee is not required to repeat
22 this training if the employee changes employment to a
23 different home health agency, assisted living facility,
24 nursing home, adult day care center, adult family-care home,
25 or hospice.

26 (2) An agency licensed under this part which claims
27 that it provides special care for persons who have Alzheimer's
28 disease or other related disorders must disclose in its
29 advertisements or in a separate document those services that
30 distinguish the care as being especially applicable to, or
31 suitable for, such persons. The agency must give a copy of

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1 all such advertisements or a copy of the document to each
2 person who requests information about the agency and must
3 maintain a copy of all such advertisements and documents in
4 its records. The Agency for Health Care Administration shall
5 examine all such advertisements and documents in the agency's
6 records as part of the license renewal procedure.

7 Section 1085. Effective July 1, 2003, section
8 400.55715, Florida Statutes, is created to read:

9 400.55715 Care for persons with Alzheimer's disease or
10 related disorders.--

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

16 (2) All employees who are expected to, or whose
17 responsibilities require them to, have direct contact with
18 clients with Alzheimer's disease or a related disorder must,
19 in addition to being provided the information required in this
20 section, also have an initial training of at least 1 hour
21 completed in the first 3 months after beginning employment.
22 This training must include, but is not limited to, an overview
23 of dementias and must provide basic skills in communicating
24 with persons with dementia.

25 (3) An individual who provides direct care shall be
26 considered a direct caregiver and must complete the required
27 1-hour training and an additional 3 hours of training within 9
28 months after beginning employment. This training shall
29 include, but is not limited to, managing problem behaviors,
30 promoting the client's independence in activities of daily
31 living, and skills in working with families and caregivers.

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1 (a) The required 4 hours of training for certified
2 nursing assistants are part of the total hours of training
3 required annually.

4 (b) For a health care practitioner as defined in s.
5 456.001, continuing education hours taken as required by that
6 practitioner's licensing board shall be counted toward this
7 total of 4 hours.

8 (4) For an employee who is a licensed health care
9 practitioner as defined in s. 456.001, training that is
10 sanctioned by that practitioner's licensing board shall be
11 considered to be approved by the Department of Elderly
12 Affairs.

13 (5) The Department of Elderly Affairs or its designee
14 shall approve the 1-hour and 3-hour training provided to
15 employees and direct caregivers under this section. The
16 department must consider for approval training offered in a
17 variety of formats. The department shall keep a list of
18 current providers who are approved to provide the 1-hour and
19 3-hour training. The department shall adopt rules to establish
20 standards for the trainers and the training required in this
21 section.

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

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1 home, or hospice.

2 Section 1086. Effective July 1, 2004, section 400.626,
3 Florida Statutes, is created to read:

4 400.626 Care for persons with Alzheimer's disease or
5 related disorders.--

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

11 (2) All employees who are expected to, or whose
12 responsibilities require them to, have direct contact with
13 clients with Alzheimer's disease or a related disorder must,
14 in addition to being provided the information required in this
15 section, also have an initial training of at least 1 hour
16 completed in the first 3 months after beginning employment.
17 This training must include, but is not limited to, an overview
18 of dementias and must provide basic skills in communicating
19 with persons with dementia.

20 (3) An individual who provides direct care shall be
21 considered a direct caregiver and must complete the required
22 1-hour training and an additional 3 hours of training within 9
23 months after beginning employment. This training shall
24 include, but is not limited to, managing problem behaviors,
25 promoting the client's independence in activities of daily
26 living, and skills in working with families and caregivers.

27 (a) The required 4 hours of training for certified
28 nursing assistants are part of the total hours of training
29 required annually.

30 (b) For a health care practitioner as defined in s.
31 456.001, continuing education hours taken as required by that

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1 practitioner's licensing board shall be counted toward this
2 total of 4 hours.

3 (4) For an employee who is a licensed health care
4 practitioner as defined in s. 456.001, training that is
5 sanctioned by that practitioner's licensing board shall be
6 considered to be approved by the Department of Elderly
7 Affairs.

8 (5) The Department of Elderly Affairs or its designee
9 shall approve the 1-hour and 3-hour training provided to
10 employees or direct caregivers under this section. The
11 department must consider for approval training offered in a
12 variety of formats. The department shall keep a list of
13 current providers who are approved to provide 1-hour and
14 3-hour training. The department shall adopt rules to establish
15 standards for the trainers and the training required in this
16 section.

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

28 Section 1087. Effective July 1, 2003, section
29 400.6045, Florida Statutes, is amended to read:

30 400.6045 Patients with Alzheimer's disease or other
31 related disorders; certain disclosures; training.--

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1 (1) A hospice licensed under this part which claims
2 that it provides special care for persons who have Alzheimer's
3 disease or other related disorders must disclose in its
4 advertisements or in a separate document those services that
5 distinguish the care as being especially applicable to, or
6 suitable for, such persons. The hospice must give a copy of
7 all such advertisements or a copy of the document to each
8 person who requests information about programs and services
9 for persons with Alzheimer's disease or other related
10 disorders offered by the hospice and must maintain a copy of
11 all such advertisements and documents in its records. The
12 agency shall examine all such advertisements and documents in
13 the hospice's records as part of the license renewal
14 procedure.

15 (2) A hospice licensed under this part must provide to
16 each of its employees, upon beginning employment, basic
17 written information about interacting with persons with
18 Alzheimer's disease or a related disorder.

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

28 (4) An individual who provides direct care to a person
29 with Alzheimer's disease or a related disorder shall be
30 considered a direct caregiver and must complete the required
31 1-hour training and an additional 3 hours of training within 9

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1 months after beginning to work with the hospice. This training
2 shall include, but not be limited to, managing problem
3 behaviors, promoting the patient's independence in activities
4 of daily living, and skills in working with families and
5 caregivers.

6 (a) For certified nursing assistance, the required 4
7 hours of training shall be part of the total hours of training
8 required annually.

9 (b) For a health care practitioner as defined in s.
10 456.001, continuing education hours taken as required by that
11 practitioner's licensing board shall be counted toward this
12 total of 4 hours.

13 (5) For an employee who is a licensed health care
14 practitioner as defined in s. 456.001, training that is
15 sanctioned by that practitioner's licensing board shall be
16 considered to be approved by the Department of Elderly
17 Affairs.

18 (6) The Department of Elderly Affairs or its designee
19 shall approve the required 1-hour and 3-hour training provided
20 to employees or direct caregivers under this section. The
21 department must consider for approval training offered in a
22 variety of formats. The department shall keep a list of
23 current providers who are approved to provide the 1-hour and
24 3-hour training. The department shall adopt rules to establish
25 standards for the trainers and the training required in this
26 section.

27 (7) Upon completing any training described in this
28 section, the employee or direct caregiver shall be issued a
29 certificate that includes the name of the training provider,
30 the topic covered, and the date and signature of the training
31 provider. The certificate is evidence of completion of

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1 training in the identified topic, and the employee or direct
2 caregiver is not required to repeat training in that topic if
3 the employee or direct caregiver changes employment to a
4 different hospice or a home health agency, assisted living
5 facility, nursing home, adult day care center, or adult
6 family-care home.

7 Section 1088. An employee hired on or after July 1,
8 2002, need not comply with the guidelines created in this act
9 before July 1, 2003, or July 1, 2004, as provided.

10 Section 1089. Any training in Alzheimer's disease or
11 related disorders or any providers of such training which are
12 approved under part II, part IV, part V, part VI, or part VII
13 of chapter 400, Florida Statutes, shall be considered approved
14 training and approved providers of such training for purposes
15 of providing training in Alzheimer's disease or related
16 disorders under part II, part IV, part V, part VI, or part VII
17 of chapter 400, Florida Statutes.

18
19 (Redesignate subsequent sections.)

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21

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

23 And the title is amended as follows:

24 On page 7, line 25, after the semicolon,

25
26 insert:

27 creating ss. 400.55715 and 400.626, F.S., and
28 amending ss. 400.4785 and 400.6045, F.S. ;
29 prescribing training standards for employees of
30 home health agencies, adult day care centers,
31 adult family-care homes, and hospices,

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1 respectively, that provide care for persons
2 with Alzheimer's disease or related disorders;
3 prescribing duties of the Department of Elderly
4 Affairs; providing for compliance with
5 guidelines within a certain time period;
6 providing for approval of Alzheimer's training
7 and trainers; providing for application of
8 training to meet specified requirements;
9 providing authority to adopt rules;
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