

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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Representative Fiorentino offered the following:

Amendment (with directory amendment)

Remove line(s) 1040-1066, and insert:

(a) Staff-to-resident ratios must be reported in the categories specified in s. 400.23(3)(a) and applicable rules. The ratio must be reported as an average for the most recent calendar quarter.

(b) Staff turnover must be reported for the most recent 12-month period ending on the last workday of the most recent calendar quarter prior to the date the information is submitted. The turnover rate must be computed quarterly, with the annual rate being the cumulative sum of the quarterly rates. The turnover rate is the total number of terminations or separations experienced during the quarter, excluding any employee terminated during a probationary period of 3 months or less, divided by the total number of staff employed at the end of the

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28 period for which the rate is computed, and expressed as a
29 percentage.

30 (c) The formula for determining staff stability is the
31 total number of employees that have been employed for more than
32 12 months, divided by the total number of employees employed at
33 the end of the most recent calendar quarter, and expressed as a
34 percentage.

35 (d) A nursing facility that has failed to comply with
36 state minimum-staffing requirements for 2 consecutive days is
37 prohibited from accepting new admissions until the facility has
38 achieved the minimum-staffing requirements for a period of 6
39 consecutive days. For the purposes of this paragraph, any person
40 who was a resident of the facility and was absent from the
41 facility for the purpose of receiving medical care at a separate
42 location or was on a leave of absence is not considered a new
43 admission. Failure to impose such an admissions moratorium
44 constitutes a class II deficiency.

45 (e) A nursing facility which does not have a conditional
46 license may be cited for failure to comply with the standards in
47 s. 400.23(3)(a) only if it has failed to meet those standards on
48 2 consecutive days or if it has failed to meet at least 97
49 percent of those standards on any one day.

50 (f) A facility which has a conditional license must be in
51 compliance with the standards in s. 400.23(3)(a) at all times.

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53 Nothing in this section shall limit the agency's ability to
54 impose a deficiency or take other actions if a facility does not
55 have enough staff to meet the residents' needs.
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57 Facilities that have been awarded a Gold Seal under the program
58 established in s. 400.235 may develop a plan to provide
59 certified nursing assistant training as prescribed by federal
60 regulations and state rules and may apply to the agency for
61 approval of their program.

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63 ===== D I R E C T O R Y A M E N D M E N T =====

64 Remove line(s) 1028-1030, and insert:

65 Section 23. Subsection (15) of section 400.141, Florida
66 Statutes, is amended to read: