

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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Representative Murman offered the following:

Amendment (with title amendment)

Remove line(s) 609-620, and insert:

(x) For consolidation or combination of licensed nursing homes or transfer of beds between licensed nursing homes within the same planning subdistrict, by providers that operate multiple nursing homes within that planning subdistrict, provided there is no increase in the planning subdistrict total of nursing home beds and the relocation does not exceed 30 miles from the original location.

(4) A request for exemption under subsection (3) may be made at any time and is not subject to the batching requirements of this section. The request shall be supported by such documentation as the agency requires by rule. The agency shall

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27 assess a fee of \$250 for each request for exemption submitted
28 under subsection (3).

29 Section 8. Section 52 of chapter 2001-45, Laws of Florida,
30 is amended to read:

31 Section 52. (1) Notwithstanding the establishment of need
32 as provided for in chapter 408, Florida Statutes, no certificate
33 of need for additional community nursing home beds shall be
34 approved by the agency until July 1, 2006.

35 (2) The Legislature finds that the continued growth in the
36 Medicaid budget for nursing home care has constrained the
37 ability of the state to meet the needs of its elderly residents
38 through the use of less restrictive and less institutional
39 methods of long-term care. It is therefore the intent of the
40 Legislature to limit the increase in Medicaid nursing home
41 expenditures in order to provide funds to invest in long-term
42 care that is community-based and provides supportive services in
43 a manner that is both more cost-effective and more in keeping
44 with the wishes of the elderly residents of this state.

45 (3) This moratorium on certificates of need shall not
46 apply to sheltered nursing home beds in a continuing care
47 retirement community certified by the Department of Insurance
48 pursuant to chapter 651, Florida Statutes.

49 (4)(a) This moratorium on certificates of need shall not
50 apply, and a certificate of need for additional community
51 nursing home beds may be approved, for a county that meets the
52 following circumstances:

53 1. The county has no community nursing home beds.

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54 2. The lack of community nursing home beds occurs because
55 all nursing home beds in the county that were licensed on July
56 1, 2001, have subsequently closed.

57 (b) The certificate-of-need review for such circumstances
58 shall be subject to the comparative review process consistent
59 with the provisions of s. 408.039, Florida Statutes, and the
60 number of beds may not exceed the number of beds lost by the
61 county after July 1, 2001.

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

65 Remove line(s) 45, and insert:
66 of mental health services beds; amending s. 51, Ch. 2001-45,
67 Laws of Florida; specifying nonapplication of a moratorium of
68 certificates of need and authorizing approval of certain
69 certificates of need for certain counties under certain
70 circumstances; providing review requirements and bed
71 limitations; amending s. 408.038, F.S.;