

Bill No. CS for CS for CS for SB 1680

Amendment No. ____ Barcode 240064

CHAMBER ACTION

Senate

House

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Senator Saunders moved the following amendment:

Senate Amendment

On page 122, line 20, through
page 124, line 29, delete those lines

and insert:

Section 66. Subsections (14), (15), and (16) of
section 400.141, Florida Statutes, are amended to read:

400.141 Administration and management of nursing home
facilities.--Every licensed facility shall comply with all
applicable standards and rules of the agency and shall:

(14) Submit to the agency the information specified in
s. 400.071(1)(a) ~~s. 400.071(2)(e)~~ for a management company
within 30 days after the effective date of the management
agreement.

(15)(a) At the end of each calendar quarter, submit
~~semiannually to the agency, or more frequently if requested by~~
~~the agency,~~ information regarding facility staff-to-resident
ratios, staff turnover, and staff stability, including
information regarding certified nursing assistants, licensed

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1 nurses, the director of nursing, and the facility
2 administrator. For purposes of this reporting:

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

7 2.(b) Staff turnover must be reported for the most
8 recent 12-month period ending on the last workday of the most
9 recent calendar quarter prior to the date the information is
10 submitted. The turnover rate must be computed quarterly, with
11 the annual rate being the cumulative sum of the quarterly
12 rates. The turnover rate is the total number of terminations
13 or separations experienced during the quarter, excluding any
14 employee terminated during a probationary period of 3 months
15 or less, divided by the total number of staff employed at the
16 end of the period for which the rate is computed, and
17 expressed as a percentage.

18 3.(c) The formula for determining staff stability is
19 the total number of employees that have been employed for more
20 than 12 months, divided by the total number of employees
21 employed at the end of the most recent calendar quarter, and
22 expressed as a percentage.

23 (b)(d) A nursing facility that has failed to comply
24 with state minimum-staffing requirements for 2 consecutive
25 days is prohibited from accepting new admissions until the
26 facility has achieved the minimum-staffing requirements for a
27 period of 6 consecutive days. For the purposes of this
28 paragraph, any person who was a resident of the facility and
29 was absent from the facility for the purpose of receiving
30 medical care at a separate location or was on a leave of
31 absence is not considered a new admission. Failure to impose

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1 such an admissions moratorium constitutes a class II
2 deficiency.

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

8 ~~(d)(f)~~ A facility that ~~which~~ has a conditional license
9 must be in compliance with the standards in s. 400.23(3)(a) at
10 all times from the effective date of the conditional license
11 until the effective date of a subsequent standard license.

12
13 Nothing in this section shall limit the agency's ability to
14 impose a deficiency or take other actions if a facility does
15 not have enough staff to meet the residents' needs.

16 (16) Report monthly the number of vacant beds in the
17 facility which are available for resident occupancy on the
18 last day of the month ~~information is reported.~~

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