

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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1 Representative Murman offered the following:

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3 **Substitute Amendment for Amendment (564355) (with title**
4 **amendment)**

5 Remove line(s) 280-292 and insert:

6 (4)(a) The moratorium on certificates of need does not
7 apply and a certificate of need for additional community nursing
8 home beds may be approved for a county that meets the following
9 circumstances:

- 10 1. The county has no community nursing home beds; and
11 2. The lack of community nursing home beds occurs because
12 all nursing home beds in the county that were licensed on July
13 1, 2001, have subsequently closed.

14 (b) The certificate-of-need review for such circumstances
15 shall be subject to the comparative review process consistent
16 with the provisions of s. 408.039, Florida Statutes, and the

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17 number of beds may not exceed the number of beds lost by the
18 county after July 1, 2001.

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20 This subsection shall be repealed upon the expiration of the
21 moratorium established in subsection (1).

22 (5) The moratorium on certificates of need does not apply
23 for the addition of nursing home beds licensed under chapter
24 400, Florida Statutes, to a nursing home located in a county
25 having up to 50,000 residents, in a number not exceeding 10
26 total beds or 10 percent of the number of beds licensed in the
27 facility being expanded, whichever is greater. In addition to
28 any other documentation required by the agency, a request
29 submitted under this subsection must:

30 (a) Certify that the facility has not had any class I or
31 class II deficiencies within the 30 months preceding the request
32 for addition.

33 (b) Certify that the prior 12-month average occupancy rate
34 for the nursing home beds at the facility meets or exceeds 94
35 percent.

36 (c) For a facility that has been licensed for less than 24
37 months, certify that the prior 6-month average occupancy rate
38 for the nursing home beds at the facility meets or exceeds 94
39 percent and that the facility has not had any class I or class
40 II deficiencies since its initial licensure.

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42 This subsection shall be repealed upon the expiration of the
43 moratorium established in subsection (1).

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45 | ===== T I T L E A M E N D M E N T =====

46 | Remove line(s) 40-43 and insert:

47 | moratorium on certificates of need and authorizing approval of
48 | certificates of need for additional community nursing home beds
49 | for certain counties; specifying nonapplication of the
50 | moratorium for the addition of nursing home beds in certain
51 | counties; providing requirements and limitations; providing for
52 | repeal upon expiration of the moratorium; amending s. 651.118,