

By Senator Posey

24-598-04

1                                   A bill to be entitled  
2           An act relating to nursing homes and assisted  
3           living facilities; creating ss. 400.1425 and  
4           400.4425, F.S.; encouraging each nursing home  
5           facility and each assisted living facility to  
6           have a functioning automated external  
7           defibrillator; requiring training, maintenance,  
8           and location registration; providing immunity  
9           from liability under the Good Samaritan Act and  
10          the Cardiac Arrest Survival Act; authorizing  
11          the Department of Children and Family Services  
12          to adopt rules; requiring the department to  
13          arrange for the purchase of the defibrillators;  
14          requiring certain entities to reimburse the  
15          department for purchased defibrillators under  
16          certain circumstances; providing criteria for  
17          distribution of the defibrillators; providing  
18          an appropriation; providing effective an date.

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20 Be It Enacted by the Legislature of the State of Florida:

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22           Section 1. Section 400.1425, Florida Statutes, is  
23           created to read:24           400.1425 Functioning automated external  
25           defibrillator.--26           (1)(a) Effective July 1, 2005, each nursing home  
27           facility is encouraged to have on the premises at all times a  
28           functioning automated external defibrillator.29           (b) A nursing home facility that provides automated  
30           external defibrillators shall ensure that personnel are  
31           properly trained in accordance with s. 401.2915.

1           (c) The location of each automated defibrillator shall  
2 be registered with the appropriate county office by the  
3 nursing home facility under s. 401.2915.

4           (d) The use of automated external defibrillators by  
5 employees and volunteers shall be covered under the provisions  
6 of ss. 768.13 and 768.1325.

7           (2) The department may adopt rules to administer this  
8 section.

9           Section 2. Section 400.4425, Florida Statutes, is  
10 created to read:

11           400.4425 Functioning automated external  
12 defibrillator.--

13           (1)(a) Effective July 1, 2005, each assisted living  
14 facility is encouraged to have on the premises at all times a  
15 functioning automated external defibrillator.

16           (b) An assisted living facility that provides  
17 automated external defibrillators shall ensure that personnel  
18 are properly trained in accordance with s. 401.2915.

19           (c) The location of each automated defibrillator shall  
20 be registered with the appropriate county office by the  
21 assisted living facility under s. 401.2915.

22           (d) The use of automated external defibrillators by  
23 employees and volunteers shall be covered under the provisions  
24 of ss. 768.13 and 768.1325.

25           (2) The department may adopt rules to administer this  
26 section.

27           Section 3. The sum of \$270,000 is appropriated to the  
28 Department of Children and Family Services for the purpose of  
29 implementing this act. The department shall arrange for the  
30 purchase of as many automated external defibrillators as may  
31 be purchased with available funds. Nursing home facilities and

1 assisted living facilities shall reimburse the department for  
2 50 percent of the cost of the automated external defibrillator  
3 provided to their facility. The nursing home facilities and  
4 assisted living facilities located in rural communities, as  
5 defined in sections 288.0656(2)(b) and 288.06561, Florida  
6 Statutes, may not be required to reimburse the department for  
7 the costs of the equipment. The department shall authorize  
8 issuance of the equipment to nursing home facilities and  
9 assisted living facilities in the order in which they request  
10 one and shall provide authorization for only one to each  
11 nursing home facility or assisted living facility under this  
12 section.

13 Section 4. This act shall take effect upon becoming a  
14 law.

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17 SENATE SUMMARY

18 Encourages each nursing home facility and each assisted  
19 living facility to have a functioning automated external  
20 defibrillator. Requires training, maintenance, and  
21 location registration. Provides immunity from liability  
22 under the Good Samaritan Act and the Cardiac Arrest  
23 Survival Act. Requires the Department of Children and  
24 Family Services to arrange for the purchase of the  
25 defibrillators. Requires certain entities to reimburse  
26 the department for purchased defibrillators under certain  
27 circumstances. Provides criteria for distribution of the  
28 defibrillators.  
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