

CHAMBER ACTION

1 The Elder & Long-Term Care Committee recommends the following:

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3 **Council/Committee Substitute**

4 Remove the entire bill and insert:

5 A bill to be entitled

6 An act relating to respite care; creating s. 400.4071,
7 F.S.; creating an intergenerational respite care assisted
8 living facility pilot program; providing legislative
9 intent; providing duties of the Agency for Health Care
10 Administration with respect to the program; providing
11 requirements and standards for the program; providing for
12 rules; requiring a report to the Legislature; providing an
13 effective date.

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

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17 Section 1. Section 400.4071, Florida Statutes, is created
18 to read:

19 400.4071 Intergenerational respite care assisted living
20 facility pilot program.--

21 (1) It is the intent of the Legislature to establish a
22 pilot program to:

23 (a) Facilitate the receipt of in-home, family-based care
 24 by minors and adults with disabilities and elderly persons with
 25 special needs through respite care for up to 14 days.

26 (b) Prevent caregiver "burnout," in which the caregiver's
 27 health declines and he or she is unable to continue to provide
 28 care so that the only option for the person with disabilities or
 29 special needs is to receive institutional care.

30 (c) Foster the development of intergenerational respite
 31 care assisted living facilities to temporarily care for minors
 32 and adults with disabilities and elderly persons with special
 33 needs in the same facility and to give caregivers the time they
 34 need for rejuvenation and healing.

35 (2) The Agency for Health Care Administration shall
 36 establish a 5-year pilot program, which shall license an
 37 intergenerational respite care assisted living facility that
 38 will provide temporary personal, respite, and custodial care to
 39 minors and adults with disabilities and elderly persons with
 40 special needs who do not require 24-hour nursing services. The
 41 intergenerational respite care assisted living facility must:

42 (a) Meet all applicable requirements and standards
 43 contained in part III of chapter 400, except that, for purposes
 44 of this section, the term "resident" means a person of any age
 45 temporarily residing in and receiving care from the facility.

46 (b) Provide respite care services for minors and adults
 47 with disabilities and elderly persons with special needs for a
 48 period of at least 24 hours but not for more than 14 consecutive
 49 days.

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50 (c) Provide a facility or facilities in which minors and
51 adults reside in distinct and separate living units.

52 (d) Provide a facility that has a maximum of 48 beds, is
53 located in Miami-Dade County, and is operated by a not-for-
54 profit entity.

55 (3) The agency may establish policies necessary to achieve
56 the objectives specific to the pilot program and may adopt rules
57 necessary to implement the program.

58 (4) After 4 years, the agency shall present its report on
59 the effectiveness of the pilot program to the President of the
60 Senate and the Speaker of the House of Representatives and its
61 recommendation as to whether the Legislature should make the
62 program permanent.

63 Section 2. This act shall take effect upon becoming a law.