

ENROLLED
 HB 1559, Engrossed 1

2005 Legislature

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A bill to be entitled
 An act relating to respite care; creating s. 400.4071,
 F.S.; creating an intergenerational respite care assisted
 living facility pilot program; providing legislative
 intent; providing duties of the Agency for Health Care
 Administration with respect to the program; providing
 requirements and standards for the program; providing for
 rules; requiring a report to the Legislature; providing an
 effective date.

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

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

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

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

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

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

(c) Foster the development of intergenerational respite
 care assisted living facilities to temporarily care for minors
 and adults with disabilities and elderly persons with special

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29 needs in the same facility and to give caregivers the time they
 30 need for rejuvenation and healing.

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

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

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

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

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

51 (3) The agency may establish policies necessary to achieve
 52 the objectives specific to the pilot program and may adopt rules
 53 necessary to implement the program.

54 (4) After 4 years, the agency shall present its report on
 55 the effectiveness of the pilot program to the President of the
 56 Senate and the Speaker of the House of Representatives and its

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57 | recommendation as to whether the Legislature should make the
58 | program permanent.

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