

1 A bill to be entitled
 2 An act relating to assisted care communities; amending s.
 3 429.52, F.S.; requiring the Department of Elderly Affairs
 4 to develop a staff training curriculum; requiring trainers
 5 to be registered with the department; requiring trainers
 6 to document experience and credentials; requiring the
 7 adoption of rules; amending s. 429.907, F.S.; providing
 8 conditions for operation of adult day care centers in
 9 temporary locations in the event of disaster or emergency;
 10 providing notification requirements when adult day care
 11 centers relocate; providing time limitations on operation
 12 on separate locations; permitting the Agency for Health
 13 Care Administration to provide extensions; providing for
 14 the agency to review the operation; providing an effective
 15 date.

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

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 19 Section 1. Subsection (8) of section 429.52, Florida
 20 Statutes, is amended, and subsections (9) through (11) are added
 21 to that section, to read:

22 429.52 Staff training and educational programs; core
 23 educational requirement.--

24 (8) The department shall adopt rules related to these
 25 training requirements, the competency test, necessary
 26 procedures, and competency test fees and shall adopt or contract
 27 with another entity to develop a curriculum, which shall be used
 28 as the minimum core training requirements. The department shall

29 consult with representatives of stakeholder associations and
30 agencies in the development of the curriculum.

31 (9) The training required by this section shall be
32 conducted by persons registered with the department as having
33 the requisite experience and credentials to conduct the
34 training. A person seeking to register as a trainer must provide
35 the department with proof of completion of the minimum core
36 training education requirements, successful passage of the
37 competency test established under this section, and proof of
38 compliance with the continuing education requirement in
39 subsection (4).

40 (10) A person seeking to register as a trainer must also:

41 (a) Provide proof of completion of a 4-year degree from an
42 accredited college or university and must have worked in a
43 management position in an assisted living facility for 3 years
44 after being core certified;

45 (b) Have worked in a management position in an assisted
46 living facility for 5 years after being core certified and have
47 1 year of teaching experience as an educator or staff trainer
48 for persons who work in assisted living facilities or other
49 long-term care settings;

50 (c) Have been previously employed as a core trainer for
51 the department; or

52 (d) Meet other qualification criteria as defined in rule,
53 which the department is authorized to adopt.

54 (11) The department shall adopt rules to establish trainer
55 registration requirements.

56 Section 2. Subsection (2) of section 429.907, Florida
57 Statutes, is amended to read:

58 429.907 License requirement; fee; exemption; display.--

59 (2) Except as otherwise provided in this subsection,
60 separate licenses are required for centers operated on separate
61 premises, even though operated under the same management.
62 Separate licenses are not required for separate buildings on the
63 same premises.

64 (a) In the event a licensed center becomes wholly or
65 substantially unusable due to a disaster as defined in s.
66 252.34(1) or due to an emergency as defined in s. 252.34(3), the
67 licensee may continue to operate under its current license in
68 premises separate from the premises authorized under the
69 license, if the licensee has:

70 1. Specified the location of the separate premises in its
71 comprehensive emergency management plan that has been submitted
72 to and approved by the applicable county emergency management
73 agency; and

74 2. Notified the Agency for Health Care Administration and
75 the county emergency management agency within 24 hours after
76 beginning to operate on the separate premises.

77 (b) The licensee shall operate on the separate premises
78 only while the original location of the licensed center is
79 substantially unusable and for no longer than 180 days, unless
80 the Agency for Health Care Administration extends the period of
81 time that the licensee may operate on the separate premises. The
82 agency may review the operation on separate premises quarterly.

83 Section 3. This act shall take effect July 1, 2007.