${\bf By}$  the Committees on Health and Human Services Appropriations; Health Regulation; and Senator Fasano

603-2633-07

1	A bill to be entitled
2	An act relating to assisted living facilities
3	and adult day care centers; amending s. 429.52,
4	F.S.; requiring the Department of Elderly
5	Affairs to develop a staff training curriculum;
6	requiring trainers to be registered with the
7	department; requiring trainers to document
8	experience and credentials; requiring the
9	adoption of rules; amending s. 429.907, F.S.;
10	providing for operation of adult day care
11	centers in temporary locations in the event of
12	disaster or emergency; providing notification
13	requirements when adult day care centers
14	relocate; providing an effective date.
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16	Be It Enacted by the Legislature of the State of Florida:
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18	Section 1. Subsection (8) of section 429.52, Florida
19	Statutes, is amended, and subsections (9), (10), and (11) are
20	added to that section, to read:
21	429.52 Staff training and educational programs; core
22	educational requirement
23	(8) The department shall adopt rules related to these
24	training requirements, the competency test, necessary
25	procedures, and competency test fees and shall adopt or
26	contract with another entity to develop a curriculum, which
27	shall be used as the minimum core training requirements. The
28	department shall consult with representatives of stakeholder
29	associations and agencies in the development of the
30	curriculum.
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1	(9) The training required by this section shall be
2	conducted by persons registered with the department as having
3	the requisite experience and credentials to conduct the
4	training. A person seeking to register as a trainer must
5	provide the department with proof of completion of the minimum
6	core training education requirements, successful passage of
7	the competency test established under this section, and proof
8	of compliance with the continuing education requirement in
9	subsection (4).
10	(10) A person seeking to register as a trainer must
11	also:
12	(a) Provide proof of completion of a 4-year degree
13	from an accredited college or university and must have worked
14	in a management position in an assisted living facility for 3
15	years after being core certified;
16	(b) Have worked in a management position in an
17	assisted living facility for 5 years after being core
18	certified and have 1 year of teaching experience as an
19	educator or staff trainer for persons who work in assisted
20	living facilities or other long-term care settings;
21	(c) Have been previously employed as a core trainer
22	for the department; or
23	(d) Meet other qualification criteria as defined in
24	rule, which the department is authorized to adopt.
25	(11) The department shall adopt rules to establish
26	trainer registration requirements.
27	Section 2. Subsection (2) of section 429.907, Florida
28	Statutes, is amended to read:
29	429.907 License requirement; fee; exemption;
30	display
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1	(2)(a) Except as otherwise provided in this
2	subsection, separate licenses are required for centers
3	operated on separate premises, even though operated under the
4	same management. Separate licenses are not required for
5	separate buildings on the same premises.
6	(b) In the event a licensed center becomes wholly or
7	substantially unusable due to a disaster as defined in s.
8	252.34(1) or due to an emergency as defined in s. 252.34(3):
9	1. The licensee may continue to operate under its
10	current license in a premise or premises separate from that
11	authorized under the license if the licensee has:
12	a. Specified the location of the premise or premises
13	in its comprehensive emergency management plan submitted to
14	and approved by the applicable county emergency management
15	authority; and
16	b. Notified the agency and the county emergency
17	management authority within 24 hours of operating in the
18	separate premise or premises.
19	2. The licensee shall operate the separate premise or
20	premises only while the licensed center's original location is
21	substantially unusable and for no longer than 180 days. The
22	agency may extend use of the alternate premise or premises
23	beyond the initial 180 days. The agency may also review the
24	operation of the disaster premise or premises quarterly.
25	Section 3. This act shall take effect July 1, 2007.
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STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN COMMITTEE SUBSTITUTE FOR CS for SB 1916	
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4	The bill requires the Department of Elderly Affairs (DOEA) to
adopt a curriculum for training assisted living facility staff and authorizes the DOEA to consult with stakeholder agencies, and associations in the development of that curriculum.	adopt a curriculum for training assisted living facility (ALF)
	agencies, and associations in the development of that
7	DOEA is required to register those conducting the training and establish criteria that must be met for a trainer to register.
8	DOEA is required to adopt rules for establishing requirements
9	for trainer registration.
10	The bill also provides for the temporary relocation of adult day care centers in the event of a disaster or emergency as
day care centers in the event of a disaster or emergency defined in statute.	
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