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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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