



700232

CHAMBER ACTION

<u>Senate</u>	.	<u>House</u>
Comm: RCS	.	
3/5/2008	.	
	.	
	.	

1 The Committee on Health Regulation (Jones) recommended the  
 2 following **amendment**:

3  
 4 **Senate Amendment (with directory and title amendments)**

5 Between line(s) 668-669

6 insert:

7 (15) (a) The agency may deny, suspend, or revoke the  
 8 license of a nurse registry and shall impose a fine of \$5,000  
 9 against a nurse registry that:

10 1. Provides services to residents in an assisted living  
 11 facility for which the nurse registry does not receive fair  
 12 market value remuneration.

13 2. Provides staffing to an assisted living facility for  
 14 which the nurse registry does not receive fair market value  
 15 remuneration.

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16       3. Fails to provide the agency, upon request, with copies  
17 of all contracts with assisted living facilities which were  
18 executed within the last 5 years.

19       4. Gives remuneration to a case manager, discharge  
20 planner, facility-based staff member, or third-party vendor who  
21 is involved in the discharge-planning process of a facility  
22 licensed under chapter 395 or this chapter and from whom the  
23 nurse registry receives referrals.

24       5. Gives remuneration to a physician, a member of the  
25 physician's office staff, or an immediate family member of the  
26 physician, and the nurse registry received a patient referral  
27 in the last 12 months from that physician or the physician's  
28 office staff.

29       6. Gives remuneration to an insurance agent, a member of  
30 the insurance agent's office staff, or an immediate family  
31 member of the insurance agent, and the nurse registry received  
32 a patient referral within the last 12 months from that agent or  
33 the agent's office staff.

34       (b) The agency shall also impose an administrative fine  
35 of \$15,000 if the nurse registry refers nurses, certified  
36 nursing assistants, home health aides, or other staff without  
37 charge to a facility licensed under chapter 429 in return for  
38 patient referrals from the facility.

39       (c) The proceeds of all fines collected under this  
40 subsection shall be deposited into the Health Care Trust Fund.

41  
42       ===== D I R E C T O R Y C L A U S E A M E N D M E N T =====  
43 And the directory clause is amended as follows:



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44 Delete line(s) 650-651 and insert:

45 Section 8. Paragraph (a) of subsection (6) of section  
46 400.506, Florida Statutes, is amended, present subsections (15)  
47 and (16) of that section are renumbered as subsections (16) and  
48 (17), respectively, and a new subsection (15) is added to that  
49 section, to read:

50

51 ===== T I T L E A M E N D M E N T =====

52 And the title is amended as follows:

53 On line(s) 47, after the semicolon  
54 insert:

55 providing for the denial, suspension, or revocation of  
56 nurse registry license and fines for paying remuneration  
57 to certain entities in exchange for patient referrals or  
58 refusing fair remuneration in exchange for patient  
59 referrals;