

1 A bill to be entitled
 2 An act relating to nurse registries and companion-
 3 homemaker organizations; creating s. 400.510, F.S.;
 4 requiring nurse registries and organizations that provide
 5 companion or homemaker services to provide notice to
 6 patients or clients; specifying the contents of the
 7 notice; requiring the notice to be kept for 3 years;
 8 providing an exception; requiring the Agency for Health
 9 Care Administration to develop a form for the notice;
 10 providing an effective date.

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

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 14 Section 1. Section 400.510, Florida Statutes, is created
 15 to read:

16 400.510 Client notice.--

17 (1) Each nurse registry licensed under s. 400.506 and each
 18 organization registered under s. 400.509 must provide to each
 19 patient or client the following notice that identifies:

20 (a) The nurse registry or organization as the referring
 21 entity or employer, joint employer, or leasing employer of the
 22 person providing the services; and

23 (b) With respect to the person providing the services, who
 24 is responsible for:

- 25 1. Daily supervision of the person;
- 26 2. Assigning duties to the person;
- 27 3. Hiring, firing, and disciplining the person;
- 28 4. Providing equipment or materials for use by the person;

29 5. Checking the person's references; and

30 6. Withholding the person's social security taxes.

31 (2) The notice must be signed by the patient, the client,
32 or the legal representative of the patient or client no later
33 than the date the contract for health care services was executed
34 and must be retained by the nurse registry or organization at
35 its office for at least 3 years after the termination of the
36 contract with the patient or client.

37 (3) Notice is not required when the person providing the
38 services is temporarily substituting for the patient's or
39 client's regular service worker.

40 (4) The consumer notice shall be on a form developed by
41 the agency.

42 Section 2. This act shall take effect July 1, 2009.