

ENROLLED  
CS/HB 1003

2010 Legislature

1                                   A bill to be entitled  
2           An act relating to veterans; amending s. 496.406, F.S.;  
3           exempting certain veterans' organizations from  
4           requirements to file registration statements with the  
5           Department of Agriculture and Consumer Services; amending  
6           s. 295.187, F.S.; revising the definition of the term  
7           "service-disabled veteran" for purposes of the Florida  
8           Service-Disabled Veteran Business Enterprise Opportunity  
9           Act; amending s. 296.06, F.S.; revising eligibility  
10          requirements for residency in the Veterans' Domiciliary  
11          Home of Florida; amending s. 296.36, F.S.; revising  
12          eligibility requirements for admittance into a licensed  
13          health care facility operated by the Department of  
14          Veterans' Affairs; 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.   Section 496.406, Florida Statutes, is amended  
19   to read:

20           496.406   Exemption from registration.—The following  
21   charitable organizations and sponsors are exempt from the  
22   requirements of s. 496.405:

23           (1)   A person who is soliciting for a named individual,  
24   provided that all the contributions collected without any  
25   deductions whatsoever are turned over to the beneficiary for her  
26   or his use and provided that the person has complied with the  
27   requirements of s. 496.413.

28           (2)   A charitable organization or sponsor which limits

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29 solicitation of contributions to the membership of the  
30 charitable organization or sponsor. For the purposes of this  
31 paragraph, the term "membership" does not include those persons  
32 who are granted a membership upon making a contribution as a  
33 result of a solicitation.

34 (3) Any division, department, post, or chapter of a  
35 veterans' service organization granted a federal charter under  
36 Title 36, U.S.C.

37 Section 2. Paragraph (b) of subsection (3) of section  
38 295.187, Florida Statutes, is amended to read:

39 295.187 Florida Service-Disabled Veteran Business  
40 Enterprise Opportunity Act.—

41 (3) DEFINITIONS.—For the purpose of this section, the  
42 term:

43 (b) "Service-disabled veteran" means a veteran who is a  
44 permanent Florida resident with a service-connected disability  
45 ~~of 10 percent or greater~~ as determined by the United States  
46 Department of Veterans Affairs or who has been terminated from  
47 military service by reason of disability by the United States  
48 Department of Defense.

49 Section 3. Subsection (2) of section 296.06, Florida  
50 Statutes, is amended to read:

51 296.06 State policy; eligibility requirements.—

52 (2) To be eligible for residency in the home, a veteran  
53 must:

54 (a) Have wartime service as provided in s. 1.01(14) or  
55 peacetime service as defined in s. ~~ss. 1.01(14) and~~ 296.02.

56 (b) Have been a resident of the state for 1 year

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57 immediately preceding application and be a resident of the state  
58 at the time of application.

59 (c) Not be mentally ill, habitually inebriated, or  
60 addicted to drugs.

61 (d) Not owe money to the department for services rendered  
62 during any previous stay at a department facility.

63 (e) Have applied for all financial assistance reasonably  
64 available through governmental sources.

65 (f) Have been approved as eligible for care and treatment  
66 by the United States Department of Veterans Affairs.

67 Section 4. Subsection (1) of section 296.36, Florida  
68 Statutes, is amended to read:

69 296.36 Eligibility and priority of admittance.—

70 (1) To be eligible for admittance to the home, the person  
71 must be a veteran as provided ~~defined~~ in s. 1.01(14) or have  
72 eligible peacetime service as defined in s. 296.02 and must:

73 (a) Be in need of nursing home care.

74 (b) Have been a resident of the state for 1 year  
75 immediately preceding, and at the time of application for,  
76 admission to the home.

77 (c) Not owe money to the department for services rendered  
78 during any previous stay at a department facility.

79 (d) Have applied for all financial assistance reasonably  
80 available through governmental sources.

81 (e) Have been approved as eligible for care and treatment  
82 by the United States Department of Veterans Affairs.

83 Section 5. This act shall take effect July 1, 2010.