

ENROLLED
CS/HB 491

2010 Legislature

1 A bill to be entitled
2 An act relating to teaching nursing homes; amending s.
3 430.80, F.S.; revising the term "teaching nursing home" as
4 it relates to the implementation of a teaching nursing
5 home pilot project; revising the requirements to be
6 designated as a teaching nursing home; amending s.
7 400.141, F.S.; conforming a cross-reference; providing an
8 effective date.

9
10 Be It Enacted by the Legislature of the State of Florida:

11
12 Section 1. Subsections (1) and (3) of section 430.80,
13 Florida Statutes, are amended to read:

14 430.80 Implementation of a teaching nursing home pilot
15 project.—

16 (1) As used in this section, the term "teaching nursing
17 home" means a nursing home facility licensed under chapter 400
18 which contains a minimum of 170 ~~400~~ licensed nursing home beds;
19 has access to a resident senior population of sufficient size to
20 support education, training, and research relating to geriatric
21 care; and has a contractual relationship with a federally funded
22 accredited geriatric research center in this state or operates
23 in its own right a geriatric research center.

24 (3) To be designated as a teaching nursing home, a nursing
25 home licensee must, at a minimum:

26 (a) Provide a comprehensive program of integrated senior
27 services that include institutional services and community-based
28 services;

ENROLLED
CS/HB 491

2010 Legislature

29 (b) Participate in a nationally recognized accreditation
30 program and hold a valid accreditation, such as the
31 accreditation awarded by the Joint Commission on Accreditation
32 of Healthcare Organizations, or, at the time of initial
33 designation, possess a Gold Seal Award as conferred by the state
34 on its licensed nursing home;

35 (c) Have been in business in this state for a minimum of
36 10 consecutive years;

37 (d) Demonstrate an active program in multidisciplinary
38 education and research that relates to gerontology;

39 (e) Have a formalized contractual relationship with at
40 least one accredited health profession education program located
41 in this state;

42 ~~(f) Have a formalized contractual relationship with an~~
43 ~~accredited hospital that is designated by law as a teaching~~
44 ~~hospital; and~~

45 (f)(g) Have senior staff members who hold formal faculty
46 appointments at universities, which must include at least one
47 accredited health profession education program; and-

48 (g)(h) Maintain insurance coverage pursuant to s.
49 400.141(1)(s) or proof of financial responsibility in a minimum
50 amount of \$750,000. Such proof of financial responsibility may
51 include:

52 1. Maintaining an escrow account consisting of cash or
53 assets eligible for deposit in accordance with s. 625.52; or

54 2. Obtaining and maintaining pursuant to chapter 675 an
55 unexpired, irrevocable, nontransferable and nonassignable letter
56 of credit issued by any bank or savings association organized

ENROLLED
CS/HB 491

2010 Legislature

57 | and existing under the laws of this state or any bank or savings
58 | association organized under the laws of the United States that
59 | has its principal place of business in this state or has a
60 | branch office which is authorized to receive deposits in this
61 | state. The letter of credit shall be used to satisfy the
62 | obligation of the facility to the claimant upon presentment of a
63 | final judgment indicating liability and awarding damages to be
64 | paid by the facility or upon presentment of a settlement
65 | agreement signed by all parties to the agreement when such final
66 | judgment or settlement is a result of a liability claim against
67 | the facility.

68 | Section 2. Paragraph (s) of subsection (1) of section
69 | 400.141, Florida Statutes, is amended to read:

70 | 400.141 Administration and management of nursing home
71 | facilities.—

72 | (1) Every licensed facility shall comply with all
73 | applicable standards and rules of the agency and shall:

74 | (s) Maintain general and professional liability insurance
75 | coverage that is in force at all times. In lieu of general and
76 | professional liability insurance coverage, a state-designated
77 | teaching nursing home and its affiliated assisted living
78 | facilities created under s. 430.80 may demonstrate proof of
79 | financial responsibility as provided in s. 430.80(3) (g) ~~(h)~~.

80 | Section 3. This act shall take effect July 1, 2010.