



731102

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/22/2011	.	
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The Committee on Health Regulation (Latvala) recommended the following:

Senate Amendment (with title amendment)

Delete lines 2882 - 2908
and insert:

Section 70. Paragraphs (i) and (j) of subsection (1) and subsection (3) of section 429.41, Florida Statutes, are amended, and present subsections (4) and (5) of that section are renumbered subsections (3) and (4), respectively, to read:

429.41 Rules establishing standards.—

(1) It is the intent of the Legislature that rules published and enforced pursuant to this section shall include criteria by which a reasonable and consistent quality of



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13 resident care and quality of life may be ensured and the results
14 of such resident care may be demonstrated. Such rules shall also
15 ensure a safe and sanitary environment that is residential and
16 noninstitutional in design or nature. It is further intended
17 that reasonable efforts be made to accommodate the needs and
18 preferences of residents to enhance the quality of life in a
19 facility. The agency, in consultation with the department, may
20 adopt rules to administer the requirements of part II of chapter
21 408. In order to provide safe and sanitary facilities and the
22 highest quality of resident care accommodating the needs and
23 preferences of residents, the department, in consultation with
24 the agency, the Department of Children and Family Services, and
25 the Department of Health, shall adopt rules, policies, and
26 procedures to administer this part, which must include
27 reasonable and fair minimum standards in relation to:

28 (i) Facilities holding an ~~a limited nursing~~, extended
29 congregate care, or limited mental health license.

30 (j) The establishment of specific criteria to define
31 appropriateness of resident admission and continued residency in
32 a facility holding a standard, ~~limited nursing~~, extended
33 congregate care, and limited mental health license.

34 ~~(3) The department shall submit a copy of proposed rules to~~
35 ~~the Speaker of the House of Representatives, the President of~~
36 ~~the Senate, and appropriate committees of substance for review~~
37 ~~and comment prior to the promulgation thereof. Rules promulgated~~
38 ~~by the department shall encourage the development of homelike~~
39 ~~facilities which promote the dignity, individuality, personal~~
40 ~~strengths, and decisionmaking ability of residents.~~

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

43 And the title is amended as follows:

44 Delete line 235

45 and insert:

46 changes made by the act; deleting the requirement for
47 the Department of Elderly Affairs to submit to the
48 Legislature a copy of proposed rules regarding the
49 quality of resident care in an assisted living
50 facility; amending s. 429.53, F.S.;