



422092

LEGISLATIVE ACTION

Senate

House

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Floor: WD

03/09/2012 03:47 PM

Senator Diaz de la Portilla moved the following:

Senate Amendment (with title amendment)

Delete lines 582 - 593

and insert:

Section 7. Subsections (4) and (6) of section 429.14, Florida Statutes, are amended to read:

429.14 Administrative penalties.—

(4) The agency shall deny or revoke the license of an assisted living facility that:

(a) Has two or more class I or class II violations that are similar or identical to violations identified by the agency during a survey, inspection, monitoring visit, or complaint investigation occurring within the previous 2 years; or—



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14 (b) Committed a class I violation that caused the death of
15 a resident or an intentional or negligent act that, based on a
16 court's findings, caused the death of a resident.

17 (6) The agency shall provide to the local municipality and
18 the Division of Hotels and Restaurants of the Department of
19 Business and Professional Regulation, on a monthly basis, a list
20 of those assisted living facilities that have had their licenses
21 denied, suspended, or revoked or that are involved in an
22 appellate proceeding pursuant to s. 120.60 related to the
23 denial, suspension, or revocation of a license.

24 Section 8. (1) An assisted living facility that is licensed
25 to serve residents who are clients of the Department of Elderly
26 Affairs, the Agency for Persons with Disabilities, the
27 Department of Juvenile Justice, or the Department of Children
28 and Family Services or that is licensed by the Agency for Health
29 Care Administration and is located in a municipality having a
30 population of more than 350,000, but not more than 700,000, must
31 maintain 24-hour security at the facility.

32 (2) An assisted living facility that is licensed to serve
33 residents who are clients of the Department of Elderly Affairs,
34 the Agency for Persons with Disabilities, the Department of
35 Juvenile Justice, or the Department of Children and Family
36 Services or that is licensed by the Agency for Health Care
37 Administration must maintain a log of each resident and his or
38 her transferring department. Each quarter, the facility shall
39 send its resident logs to the municipality in which the facility
40 is located. In addition, the facility shall maintain up-to-date
41 logs in an accessible area on the premises and allow inspection
42 or copying of the logs within 45 days after a request by the



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43 municipality.

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

46 And the title is amended as follows:

47 Delete line 32

48 and insert:

49 death of a resident; requiring that the Agency for
50 Health Care Administration provide to a local
51 municipality a list of assisted living facilities that
52 have had their licenses denied, suspended, or revoked
53 or that are involved in an appellate proceeding
54 related to the denial, suspension, or revocation of a
55 license; requiring certain assisted living facilities
56 to maintain 24-hour security and logs on their
57 residents; providing requirements for maintenance of
58 the logs; amending s. 429.176, F.S.;