



902062

LEGISLATIVE ACTION

Senate	.	House
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Floor: WD	.	
03/09/2012 03:49 PM	.	
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Senator Diaz de la Portilla moved the following:

Senate Amendment (with title amendment)

Between lines 1033 and 1034
insert:

Section 16. 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 17. (1) An assisted living facility that is
25 licensed to serve residents who are clients of the Department of
26 Elderly 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 375,000, 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 94

48 and insert:

49 documentation of mental health resident assessments;
50 amending s. 429.14, F.S.; requiring the revocation of
51 a facility license for certain violations that result
52 in the death of a resident; requiring that the Agency
53 for Health Care Administration provide to a local
54 municipality a list of assisted living facilities that
55 have had their licenses denied, suspended, or revoked
56 or that are involved in an appellate proceeding
57 related to the denial, suspension, or revocation of a
58 license; requiring certain assisted living facilities
59 to maintain 24-hour security and logs on their
60 residents; providing requirements for maintenance of
61 the logs;