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LEGISLATIVE ACTION

Senate	.	House
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Floor: 1e/AD/2R	.	Floor: C
03/09/2012 10:55 PM	.	03/10/2012 12:03 AM
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Senator Siplin moved the following:

1 **Senate Amendment to Amendment (109490) (with title**
2 **amendment)**

3
4 Between lines 1141 and 1142
5 insert:

6 Section 34. Subsection (1) of section 83.42, Florida
7 Statutes, is amended to read:

8 83.42 Exclusions from application of part.—This part does
9 not apply to:

10 (1) Residency or detention in a facility, whether public or
11 private, when residence or detention is incidental to the
12 provision of medical, geriatric, educational, counseling,
13 religious, or similar services. For residents of a facility



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14 licensed under part II of chapter 400, the provisions of s.
15 400.0255 are the exclusive procedures for all transfers and
16 discharges.

17 Section 35. Subsection (27) of section 400.462, Florida
18 Statutes, is amended to read:

19 400.462 Definitions.—As used in this part, the term:

20 (27) “Remuneration” means any payment or other benefit made
21 directly or indirectly, overtly or covertly, in cash or in kind.
22 However, if the term is used in any provision of law relating to
23 health care providers, the term does not apply to an item that
24 has an individual value of up to \$15, including, but not limited
25 to, a plaque, a certificate, a trophy, or a novelty item that is
26 intended solely for presentation or is customarily given away
27 solely for promotional, recognition, or advertising purposes.

28 Section 36. Paragraph (c) of subsection (1) of section
29 408.037, Florida Statutes, is amended to read:

30 408.037 Application content.—

31 (1) Except as provided in subsection (2) for a general
32 hospital, an application for a certificate of need must contain:

33 (c) An audited financial statement of the applicant or the
34 applicant’s parent corporation if audited financial statements
35 of the applicant do not exist. In an application submitted by an
36 existing health care facility, health maintenance organization,
37 or hospice, financial condition documentation must include, but
38 need not be limited to, a balance sheet and a profit-and-loss
39 statement of the 2 previous fiscal years’ operation.

40 Section 37. Subsection (2) of section 468.1695, Florida
41 Statutes, is amended to read:

42 468.1695 Licensure by examination.—



43 (2) The department shall examine each applicant who the
44 board certifies has completed the application form and remitted
45 an examination fee set by the board not to exceed \$250 and who:

46 (a)1. Holds a baccalaureate degree from an accredited
47 college or university and majored in health care administration,
48 health services administration, or an equivalent major, or has
49 credit for at least 60 semester hours in subjects, as prescribed
50 by rule of the board, which prepare the applicant for total
51 management of a nursing home; and

52 2. Has fulfilled the requirements of a college-affiliated
53 or university-affiliated internship in nursing home
54 administration or of a 1,000-hour nursing home administrator-in-
55 training program prescribed by the board; or

56 (b)1. Holds a baccalaureate degree from an accredited
57 college or university; and

58 2.a. Has fulfilled the requirements of a 2,000-hour nursing
59 home administrator-in-training program prescribed by the board;
60 or

61 b. Has 1 year of management experience allowing for the
62 application of executive duties and skills, including the
63 staffing, budgeting, and directing of resident care, dietary,
64 and bookkeeping departments within a skilled nursing facility,
65 hospital, hospice, assisted living facility with a minimum of 60
66 licensed beds, or geriatric residential treatment program and,
67 if such experience is not in a skilled nursing facility, has
68 fulfilled the requirements of a 1,000-hour nursing home
69 administrator-in-training program prescribed by the board.

70
71 ===== T I T L E A M E N D M E N T =====



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72 And the title is amended as follows:
73 Delete line 1323
74 and insert:
75 provisions to changes made by the act; amending s.
76 83.42, F.S., relating to exclusions from part II of
77 ch. 83, F.S., the Florida Residential Landlord and
78 Tenant Act; clarifying that the procedures in s.
79 400.0255, F.S., for transfers and discharges are
80 exclusive to residents of a nursing home licensed
81 under part II of ch. 400, F.S.; amending s. 400.462,
82 F.S.; revising the definition of "remuneration" to
83 exclude items having a value of \$15 or less; amending
84 s. 408.037, F.S.; revising requirements for the
85 financial information to be included in an application
86 for a certificate of need; amending s. 468.1695, F.S.;
87 providing that a health services administration or an
88 equivalent major satisfies the education requirements
89 for nursing home administrator applicants; providing
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