

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Health & Human Services
 2 Access Subcommittee
 3 Representative Holder offered the following:

Amendment (with title amendment)

6 Remove lines 91-112 and insert:

7 (1) (a) Except as provided in subsection (2), level 2
 8 background screening pursuant to chapter 435 is required for
 9 direct service providers. Background screening includes
 10 employment history checks as provided in s. 435.03(1) and local
 11 criminal records checks through local law enforcement agencies.

12 (b) For purposes of this section, the term "direct service
 13 provider" means a person 18 years of age or older who, pursuant
 14 to a program to provide services to the elderly, has direct,
 15 face-to-face contact with a client while providing services to
 16 the client and ~~or~~ has access to the client's living areas, or ~~or to~~
 17 ~~the client's~~ funds, or personal property, or personal
 18 identification information as defined in s. 817.568. The term

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19 includes coordinators, managers, and supervisors of residential
20 facilities and volunteers.

21 (2) Level 2 background screening pursuant to chapter 435
22 is not required for the following direct service providers:

23 (a) Licensed physicians, nurses, or other professionals
24 licensed by the Department of Health or attorneys in good
25 standing with The Florida Bar are not subject to background
26 screening if they are providing a service that is within the
27 scope of their licensed practice.

28 (b) Relatives. For the purposes of this section, the term
29 "relative" means an individual who is the father, mother,
30 stepfather, stepmother, son, daughter, brother, sister,
31 grandmother, grandfather, great-grandmother, great-grandfather,
32 grandson, granddaughter, uncle, aunt, first cousin, nephew,
33 niece, husband, wife, father-in-law, mother-in-law, son-in-law,
34 daughter-in-law, brother-in-law, sister-in-law, stepson,
35 stepdaughter, stepbrother, stepsister, half brother, or half
36 sister of the client.

37 (c) Volunteers who assist on an intermittent basis for
38 less than 20 hours per month and who are not listed on the
39 Department of Law Enforcement Career Offender Search or the Dru
40 Sjodin National Sex Offender Public Website (NSOPW). The
41 program that provides services to the elderly is responsible for
42 verifying the volunteer is not listed on the databases.

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

Remove lines 13-17 and insert:

F.S., including a person who has access to a clients personal
identification information within the definition of "direct
service provider"; exempting attorney's in good standing,
relatives of clients, and volunteers who assist on an
intermittent basis for less than 20 hours per month from level 2
background screening; excepting