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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/15/2015	.	
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The Committee on Fiscal Policy (Stargel) recommended the following:

Senate Amendment (with title amendment)

Between lines 43 and 44

insert:

Section 2. Paragraph (t) is added to subsection (3) of section 408.036, Florida Statutes, to read:

408.036 Projects subject to review; exemptions.—

(3) EXEMPTIONS.—Upon request, the following projects are subject to exemption from the provisions of subsection (1):

(t) For the establishment of a health care facility or



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11 project that meets all of the following criteria:

12 1. The applicant was previously licensed within the past 21
13 days as a health care facility or provider that is subject to
14 subsection (1).

15 2. The applicant failed to submit a renewal application and
16 the license expired on or after January 1, 2015.

17 3. The applicant does not have a license denial or
18 revocation action pending with the agency at the time of the
19 request.

20 4. The applicant's request is for the same service type,
21 district, service area, and site for which the applicant was
22 previously licensed.

23 5. The applicant's request, if applicable, includes the
24 same number and type of beds as were previously licensed.

25 6. The applicant agrees to the same conditions that were
26 previously imposed on the certificate of need or on an exemption
27 related to the applicant's previously licensed health care
28 facility or project.

29 7. The applicant applies for initial licensure as required
30 under s. 408.806 within 21 days after the agency approves the
31 exemption request. If the applicant fails to apply in a timely
32 manner, the exemption expires on the 22nd day following the
33 agency's approval of the exemption.

34
35 Notwithstanding subparagraph 1., an applicant whose license
36 expired between January 1, 2015 and the effective date of this
37 act may apply for an exemption within 30 days of this act
38 becoming law.

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

41 And the title is amended as follows:

42 Delete lines 2 - 7

43 and insert:

44 An act relating to the regulation of health care
45 facilities and services; amending s. 400.474, F.S.;
46 revising the information that a home health agency is
47 required to submit to the Agency for Health Care
48 Administration for license renewal; removing the
49 requirement that a home health agency submit quarterly
50 reports; amending s. 408.036, F.S.; providing an
51 exemption from a certificate-of-need review for
52 applicants that were previously licensed within a
53 specified period as a health care facility or provider
54 and that meet certain criteria; providing an exception
55 for an applicant whose license expired during a
56 specified time period to apply for an exemption from
57 the review; providing an effective date.