

1                   A bill to be entitled  
 2           An act relating to licensure of health care  
 3           facilities; amending s. 408.808, F.S.; providing  
 4           conditions for the Agency for Health Care  
 5           Administration to grant a provisional license to a  
 6           health care provider; authorizing an applicant for  
 7           license renewal to request a provisional license when  
 8           an agency inspection is pending; amending s. 408.811,  
 9           F.S.; providing conditions for a licensee to provide a  
 10          corrective action statement during a licensing  
 11          inspection certifying that a deficiency is remedied;  
 12          providing an effective date.

13  
 14   Be It Enacted by the Legislature of the State of Florida:

15  
 16           Section 1. Subsection (2) of section 408.808, Florida  
 17   Statutes, is amended to read:

18           408.808 License categories.—

19           (2) PROVISIONAL LICENSE.—In order to ensure that a  
 20   provider has a valid license to display to the public at all  
 21   times, a provisional license is authorized under the following  
 22   conditions:

23           (a) An applicant against whom a proceeding denying or  
 24   revoking a license is pending at the time of license renewal,  
 25   upon request, must ~~may~~ be issued a provisional license effective

26 | until final action not subject to further appeal.

27 |       (b) An applicant for licensure due to a change of  
28 | ownership may be issued a provisional license ~~may also be issued~~  
29 | ~~to an applicant applying for a change of ownership.~~ A  
30 | provisional license must be limited in duration to a specific  
31 | period of time, up to 12 months, as determined by the agency.

32 |       (c) An applicant for licensure renewal may request a  
33 | provisional license if the provider's application cannot be  
34 | finalized for renewal because an agency inspection is pending.

35 |       Section 2. Subsection (5) of section 408.811, Florida  
36 | Statutes, is amended to read:

37 |       408.811 Right of inspection; copies; inspection reports;  
38 | plan for correction of deficiencies.—

39 |       (5) The agency may require an applicant or licensee to  
40 | submit a plan of correction for deficiencies. If required, the  
41 | plan of correction must be filed with the agency within 10  
42 | calendar days after notification unless an alternative timeframe  
43 | is required. Before the completion of an inspection, a licensee  
44 | that has made a correction to a violation observed during the  
45 | inspection may provide a corrective action statement certifying  
46 | that the violation found during the inspection has been  
47 | corrected.

48 |       Section 3. This act shall take effect July 1, 2017.