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LEGISLATIVE ACTION

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|------------|---|-------|
| Senate     | . | House |
| Comm: RCS  | . |       |
| 04/20/2017 | . |       |
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Appropriations Subcommittee on Health and Human Services (Young)  
recommended the following:

**Senate Amendment**

Delete lines 618 - 664  
and insert:  
licensure, certification, or registration who was arrested for  
or charged with a felony specified in paragraph (a) or paragraph  
(b) before July 1, 2009.

(3) The department shall refuse to renew a license,  
certificate, or registration of any applicant if the applicant  
or any principal, officer, agent, managing employee, or



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11 affiliated person of the applicant:

12 (a) Has been convicted of, or entered a plea of guilty or  
13 nolo contendere to, regardless of adjudication, a felony under  
14 chapter 409, chapter 817, or chapter 893, or a similar felony  
15 offense committed in another state or jurisdiction, unless the  
16 applicant is currently enrolled in a pretrial diversion or drug  
17 court program that allows the withdrawal of the plea for that  
18 felony upon successful completion of that program. Any such  
19 conviction or plea excludes the applicant from licensure renewal  
20 unless the sentence and any subsequent period of probation for  
21 such conviction or plea ended:

22 1. For felonies of the first or second degree, more than 15  
23 years before the date of application.

24 2. For felonies of the third degree, more than 10 years  
25 before the date of application, except for felonies of the third  
26 degree under s. 893.13(6) (a).

27 3. For felonies of the third degree under s. 893.13(6) (a),  
28 more than 5 years before the date of application.

29 (b) Has been convicted of, or entered a plea of guilty or  
30 nolo contendere to, regardless of adjudication, a felony under  
31 21 U.S.C. ss. 801-970, or 42 U.S.C. ss. 1395-1396 since July 1,  
32 2009, unless the sentence and any subsequent period of probation  
33 for such conviction or plea ended more than 15 years before the  
34 date of the application.

35 (c) Has been terminated for cause from the Florida Medicaid  
36 program pursuant to s. 409.913, unless the applicant has been in  
37 good standing with the Florida Medicaid program for the most  
38 recent 5 years.

39 (d) Has been terminated for cause, pursuant to the appeals



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40 procedures established by the state, from any other state  
41 Medicaid program, unless the applicant has been in good standing  
42 with a state Medicaid program for the most recent 5 years and  
43 the termination occurred at least 20 years before the date of  
44 the application.

45 (e) Is currently listed on the United States Department of  
46 Health and Human Services Office of Inspector General's List of  
47 Excluded Individuals and Entities.

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49 This subsection does not apply to an applicant for renewal of  
50 licensure, certification, or registration who was arrested for  
51 or charged with a felony specified in paragraph (a) or paragraph  
52 (b) before July 1, 2009.