1	A bill to be entitled
2	An act relating to long-term care; amending s.
3	409.979, F.S.; requiring aging resource centers to
4	annually rescreen certain individuals with high
5	priority scores for purposes of the statewide wait
6	list for enrollment for home and community-based
7	services; authorizing such centers to administer
8	rescreening for certain individuals with low priority
9	scores; requiring the Department of Elderly Affairs to
10	maintain contact information for individuals with low
11	priority scores for rescreening purposes; requiring
12	aging resource centers to inform such individuals of
13	community resources; amending s. 430.205, F.S.;
14	authorizing community-care-for-the-elderly services
15	providers to dispute certain referrals; providing that
16	a referral decision by adult protective service
17	prevails; providing an effective date.
18	
19	Be It Enacted by the Legislature of the State of Florida:
20	
21	Section 1. Paragraphs (a) and (b) of subsection (3) of
22	section 409.979, Florida Statutes, are amended to read:
23	409.979 Eligibility
24	(3) WAIT LIST, RELEASE, AND OFFER PROCESSThe Department
25	of Elderly Affairs shall maintain a statewide wait list for
	Page 1 of 5

CODING: Words stricken are deletions; words underlined are additions.

26 enrollment for home and community-based services through the 27 long-term care managed care program.

28 The Department of Elderly Affairs shall prioritize (a) 29 individuals for potential enrollment for home and community-30 based services through the long-term care managed care program 31 using a frailty-based screening tool that results in a priority 32 score. The priority score is used to set an order for releasing 33 individuals from the wait list for potential enrollment in the long-term care managed care program. If capacity is limited for 34 35 individuals with identical priority scores, the individual with 36 the oldest date of placement on the wait list shall receive 37 priority for release.

Pursuant to s. 430.2053, aging resource center 38 1. 39 personnel certified by the Department of Elderly Affairs shall perform the screening for each individual requesting enrollment 40 for home and community-based services through the long-term care 41 42 managed care program. The Department of Elderly Affairs shall 43 request that the individual or the individual's authorized 44 representative provide alternate contact names and contact 45 information.

2. The individual requesting the long-term care services, or the individual's authorized representative, must participate in an initial screening or rescreening for placement on the wait list. The screening or rescreening must be completed in its entirety before placement on the wait list.

# Page 2 of 5

CODING: Words stricken are deletions; words underlined are additions.

Pursuant to s. 430.2053, aging resource center 51 3. 52 personnel shall administer rescreening annually or upon 53 notification of a significant change in an individual's 54 circumstances for an individual with a high priority score. 55 Aging resource center personnel may administer rescreening 56 annually or upon notification of a significant change in an 57 individual's circumstances for an individual with a low priority 58 score. 59 The Department of Elderly Affairs shall adopt by rule a 4. 60 screening tool that generates the priority score, and shall make publicly available on its website the specific methodology used 61 62 to calculate an individual's priority score. Upon completion of the screening or rescreening 63 (b) 64 process, the Department of Elderly Affairs shall notify the 65 individual or the individual's authorized representative that 66 the individual has been placed on the wait list, unless the 67 individual has a low priority score. The Department of Elderly 68 Affairs must maintain contact information for each individual 69 with a low priority score for purposes of any future 70 rescreening. Aging resource center personnel shall inform 71 individuals with low priority scores of community resources 72 available to assist them and inform them that they may contact 73 the aging resource center for a new assessment at any time if 74 they experience a change in circumstances. 75 Section 2. Paragraph (a) of subsection (5) of section Page 3 of 5

CODING: Words stricken are deletions; words underlined are additions.

77

76 430.205, Florida Statutes, is amended to read:

430.205 Community care service system.-

(5) Any person who has been classified as a functionally impaired elderly person is eligible to receive community-carefor-the-elderly core services.

81 Those elderly persons who are determined by protective (a) 82 investigations to be vulnerable adults in need of services, 83 pursuant to s. 415.104(3)(b), or to be victims of abuse, 84 neglect, or exploitation who are in need of immediate services 85 to prevent further harm and are referred by the adult protective services program, shall be given primary consideration for 86 87 receiving community-care-for-the-elderly services. As used in this paragraph, "primary consideration" means that an assessment 88 89 and services must commence within 72 hours after referral to the 90 department or as established in accordance with department contracts by local protocols developed between department 91 92 service providers and the adult protective services program. 93 Regardless, a community-care-for-the-elderly services provider 94 may dispute a referral under this paragraph by requesting that 95 adult protective services negotiate the referral placement of, 96 and the services to be provided to, a vulnerable adult or victim 97 of abuse, neglect, or exploitation. If an agreement cannot be 98 reached with adult protective services for modification of the referral decision, the determination by adult protective 99 services shall prevail. 100

# Page 4 of 5

CODING: Words stricken are deletions; words underlined are additions.

FL	ORI	DΑ	ΗΟ	USE	ΟF	REP	RES	SENT	ATIVES
----	-----	----	----	-----	----	-----	-----	------	--------

2020

101	Section	3.	This	act	shall	take	effect	July	1,	2020.
					Dog	e 5 of 5				
					гау	6 0 0 0				

CODING: Words stricken are deletions; words underlined are additions.