

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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WITHDRAWN (Y/N)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

1 Committee/Subcommittee hearing bill: Health & Human Services
2 Committee

3 Representative Driskell offered the following:

4
5 **Amendment (with title amendment)**

6 Remove lines 32-92 and insert:

7 (1) (a) A state attorney, or his or her designee, may
8 initiate an elder abuse fatality review team in his or her
9 judicial circuit to review deaths of elderly persons caused by,
10 or related to, abuse or neglect.

11 (b) An elder abuse fatality review team may include, but
12 is not limited to, representatives from any of the following
13 entities or persons located in the review team's judicial
14 circuit:

15 1. Law enforcement agencies.

16 2. The state attorney.

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- 17 3. The medical examiner.
18 4. A county court judge.
19 5. Adult protective services.
20 6. The area agency on aging.
21 7. The State Long-Term Care Ombudsman Program.
22 8. The Agency for Health Care Administration.
23 9. The Office of the Attorney General.
24 10. The Office of the State Courts Administrator.
25 11. The clerk of the court.
26 12. A victim services program.
27 13. An elder law attorney.
28 14. Emergency services personnel.
29 15. A certified domestic violence center.
30 16. An advocacy organization for victims of sexual
31 violence.
32 17. A funeral home director.
33 18. A forensic pathologist.
34 19. A geriatrician.
35 20. A geriatric nurse.
36 21. A geriatric psychiatrist or other individual licensed
37 to offer behavioral health services.
38 22. A hospital discharge planner.
39 23. A public guardian.
40 24. Any other persons who have knowledge regarding fatal
41 incidents of elder abuse, domestic violence, or sexual violence,

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42 including knowledge of research, policy, law, and other matters
43 connected with such incidents involving elders, or who are
44 recommended for inclusion by the review team.

45 (c) Participation in a review team is voluntary. Members
46 of a review team shall serve without compensation and may not be
47 reimbursed for per diem or travel expenses. Members shall serve
48 for terms of 2 years, to be staggered as determined by the co-
49 chaairs.

50 (d) The state attorney may call the first organizational
51 meeting of the team. At the initial meeting, members of a review
52 team shall choose two members to serve as co-chaairs. Chairs may
53 be reelected by a majority vote of a review team for not more
54 than two consecutive terms. At the initial meeting, members of a
55 review team shall establish a schedule for future meetings. Each
56 review team shall meet at least once each fiscal year.

57 (e) Each review team shall determine its local operations,
58 including but not limited to, the process for case selection.
59 The state attorney shall refer cases to be reviewed by each
60 team. Reviews must be limited to closed cases in which an
61 elderly person's death was caused by, or related to, abuse or
62 neglect. All identifying information concerning the elderly
63 person must be redacted by the state attorney in documents
64 received for review. As used in this section, the term "closed
65 case" means a case involving no information considered active
66 under s. 119.011(3).

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67 (f) Administrative costs of operating the review team must
68 be borne by the team members or entities they represent.

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

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Remove lines 5-7 and insert:

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each judicial circuit; providing conditions for review team