

Amendment No.

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WITHDRAWN (Y/N)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: Children, Families &
2 Seniors Subcommittee

3 Representative Caruso offered the following:

4

5 **Amendment (with title amendment)**

6 Remove lines 74-157 and insert:

7 Section 3. Subsection (6) of section 397.487, Florida
8 Statutes, is amended to read:

9 397.487 Voluntary certification of recovery residences.—

10 (6) All owners, directors, and chief financial officers of
11 an applicant recovery residence are subject to level 2
12 background screening as provided under s. 408.809 and chapter
13 435. A recovery residence is ineligible for certification, and a
14 credentialing entity shall deny a recovery residence's
15 application, if any owner, director, or chief financial officer
16 has been found guilty of, or has entered a plea of guilty or

Amendment No.

17 nolo contendere to, regardless of adjudication, any offense
18 listed in s. 408.809(4) or s. 435.04(2) unless the department
19 has issued an exemption under s. 435.07. Exemptions from
20 disqualification applicable to service provider personnel
21 pursuant to s. 397.4073 or s. 435.07 shall apply to this
22 subsection. In accordance with s. 435.04, the department shall
23 notify the credentialing agency of an owner's, director's, or
24 chief financial officer's eligibility based on the results of
25 his or her background screening.

26 Section 4. Subsection (5) of section 397.4871, Florida
27 Statutes, is amended to read:

28 397.4871 Recovery residence administrator certification.-

29 (5) All applicants are subject to level 2 background
30 screening as provided under chapter 435. An applicant is
31 ineligible, and a credentialing entity shall deny the
32 application, if the applicant has been found guilty of, or has
33 entered a plea of guilty or nolo contendere to, regardless of
34 adjudication, any offense listed in s. 408.809 or s. 435.04(2)
35 unless the department has issued an exemption under s. 435.07.
36 Exemptions from disqualification applicable to service provider
37 personnel pursuant to s. 397.4073 or s. 435.07 shall apply to
38 this subsection. In accordance with s. 435.04, the department
39 shall notify the credentialing agency of the applicant's
40 eligibility based on the results of his or her background
41 screening.

Amendment No.

42 Section 5. Subsection (6) of section 397.4873, Florida
43 Statutes, is amended to read:

44 397.4873 Referrals to or from recovery residences;
45 prohibitions; penalties.—

46 (6) ~~After June 30, 2019,~~ A licensed service provider that
47 violates ~~violating~~ this section is ~~shall be~~ subject to an
48 administrative fine of \$1,000 per occurrence. If such fine is
49 imposed by final order of the department and is not subject to
50 further appeal, the service provider shall pay the fine plus
51 interest at the rate specified in s. 55.03 for each day beyond
52 the date set by the department for payment of the fine. If the
53 service provider does not pay the fine plus any applicable
54 interest within 60 days after the date set by the department,
55 the department shall immediately suspend the service provider's
56 license. Repeat violations of this section may subject a
57 provider to license suspension or revocation pursuant to s.
58 397.415.

59 Section 6. Subsection (9) is added to section 553.80,
60 Florida Statutes, to read:

61 553.80 Enforcement.—

62 (9) A single-family or two-family dwelling that is
63 converted into a certified recovery residence, as defined in s.
64 397.311, or a recovery residence, as defined in s. 397.311, that
65 has a charter from an entity recognized or sanctioned by

Amendment No.

66 Congress does not have a change of occupancy as defined in the
67 Florida Building Code solely due to such conversion.

68 Section 7. Paragraph (c) is added to subsection (8) of
69 section 633.208, Florida Statutes, to read:

70 633.208 Minimum firesafety standards.—

71 (8)

72 (c) A property owner may not be required to install fire
73 sprinklers in a one-family or two-family dwelling that is
74 converted into a certified recovery residence, as defined in s.
75 397.311, or a recovery residence, as defined in 397.311, that
76 has a charter from an entity recognized or sanctioned by
77 Congress, based solely upon the use of such property as a
78 recovery residence or any change in or reclassification of the
79 property's primary use to a recovery residence.

80

81

82

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

83

Remove lines 9-24 and insert:

84

circumstances; amending ss. 397.487 and 397.4871, F.S.; applying

85

specified exemptions from disqualification to the application

86

for certification of a recovery residence or a recovery

87

residence administrator, respectively; amending s. 397.4873,

88

F.S.; revising civil penalties; requiring the department to

89

suspend a service provider's license under certain

90

circumstances; amending s. 553.80, F.S.; specifying certain

Amendment No.

91 dwellings converted to recovery residences do not have a change
92 of occupancy under the Florida Building Code due to such
93 conversion; amending s. 633.208, F.S.; prohibiting a property
94 owner from being required to install fire sprinklers in a
95 certified recovery residence or a recovery residence that has a
96 charter from an entity recognized or sanctioned by Congress;
97 providing an effective date.