

26 Be It Enacted by the Legislature of the State of Florida:

27
 28 Section 1. Section 430.5025, Florida Statutes, is created
 29 to read:

30 430.5025 Alzheimer's disease and related forms of
 31 dementia; education and training.-

32 (1) This section may be cited as the "Alzheimer's Disease
 33 and Related Forms of Dementia Education and Training Act."

34 (2) As used in this section, the term:

35 (a) "Covered provider" means a nursing home, a home health
 36 agency, a nurse registry, a companion or homemaker service
 37 provider, an assisted living facility, an adult family-care
 38 home, or an adult day care center licensed or registered under
 39 chapter 400 or chapter 429.

40 (b) "Department" means the Department of Elderly Affairs
 41 or its designee.

42 (c) "Personal care" means providing, through in-person
 43 contact, assistance with activities of daily living, assistance
 44 with self-administration of medication, homemaker or companion
 45 services, nursing services, or other services that promote the
 46 physical, mental, and psychosocial well-being of participants,
 47 patients, and residents of covered providers. The term does not
 48 include duties involving administrative functions or maintaining
 49 the physical environment of a licensed facility, including
 50 grounds maintenance, building maintenance, housekeeping,

51 laundry, or food preparation.

52 (d) "Employee" means a person, contracted staff, or an
53 independent contractor employed or referred by a covered
54 provider who is required to undergo a level 2 background
55 screening under s. 408.809 and chapter 435.

56 (e) "Regular contact" means the performance of duties
57 other than personal care that may require employees to interact
58 in person on a daily basis with participants, patients, or
59 residents.

60 (3) The department shall offer to the general public
61 education about Alzheimer's disease and related forms of
62 dementia. Such education must provide basic information about
63 the most common forms of dementia, how to identify the signs and
64 symptoms of dementia, coping skills, how to respond to changes,
65 planning for the future, and how to access additional resources
66 about dementia.

67 (4) Covered providers must provide employees the following
68 training for Alzheimer's disease and related forms of dementia:

69 (a) Upon beginning employment, each employee must receive
70 basic written information about interacting with persons who
71 have Alzheimer's disease or related forms of dementia.

72 (b) Within 30 days after beginning employment, each
73 employee who provides personal care to or has regular contact
74 with participants, patients, or residents must complete a 1-hour
75 training program provided by the department.

76 1. The department shall provide training that is available
77 online at no cost to the participant, patient, or resident. The
78 1-hour training program shall contain information on
79 understanding the basics about the most common forms of
80 dementia, how to identify the signs and symptoms of dementia,
81 and skills for communicating and interacting with persons with
82 Alzheimer's disease or related forms of dementia. A record of
83 the training program must be made available to the covered
84 provider which includes the training, the name of the employee,
85 and the date of completion.

86 2. A covered provider must maintain a record of the
87 employee's completion of the training and, upon written request
88 of the employee, provide the employee with a copy of the record
89 of completion consistent with the employer's written policies.

90 3. An employee who has completed the training required in
91 this subsection is not required to repeat the program upon
92 changing employment to a different covered provider.

93 (c) Within 7 months after beginning employment for a home
94 health agency, nurse registry, or companion or homemaker service
95 provider, each employee who provides personal care for persons
96 who have Alzheimer's disease or related forms of dementia must
97 complete 2 hours of training in addition to the training
98 required in paragraphs (a) and (b). The additional training must
99 include, but is not limited to, behavior management, promoting
100 the person's independence in activities of daily living, and

101 skills in working with families and caregivers.

102 (d) Within 7 months after beginning employment for a
103 nursing home, an assisted living facility, an adult family-care
104 home, or an adult day care center, each employee who provides
105 personal care for persons with Alzheimer's disease or related
106 forms of dementia must complete 3 hours of training in addition
107 to the training required in paragraphs (a) and (b). The
108 additional training must include, but is not limited to,
109 behavior management, promoting the person's independence in
110 activities of daily living, skills in working with families and
111 caregivers, group and individual activities, maintaining an
112 appropriate environment, and ethical issues.

113 (e) For an assisted living facility, adult family-care
114 home, or adult day care center that advertises and provides, or
115 is designated to provide, specialized care for persons with
116 Alzheimer's disease, in addition to the training specified in
117 paragraphs (a) and (b), each employee must receive the following
118 training:

119 1. Within 3 months after beginning employment, each
120 employee who provides personal care to or has regular contact
121 with the residents or participants must complete the additional
122 3 hours of training as provided in paragraph (d).

123 2. Within 6 months after beginning employment, each
124 employee who provides personal care must complete an additional
125 4 hours of dementia-specific training. Such training must

126 include, but is not limited to, understanding Alzheimer's
127 disease and related forms of dementia, the stages of Alzheimer's
128 disease, communication strategies, medical information, and
129 stress management.

130 3. Thereafter, each employee who provides personal care
131 must participate in at least 4 hours of continuing education
132 each calendar year through contact hours, on-the-job training,
133 or electronic learning technology. For this subparagraph, the
134 term "on-the-job training" means a form of direct coaching in
135 which a facility administrator or his or her designee instructs
136 an employee who provides personal care with guidance, support,
137 or hands-on experience to help develop and refine the employee's
138 skills for caring for a person with Alzheimer's disease or a
139 related form of dementia. The continuing education must cover at
140 least one of the topics included in the dementia-specific
141 training in which the employee has not received previous
142 training in the previous calendar year. The continuing education
143 may be fulfilled and documented in a minimum of one quarter-hour
144 increments through on-the-job training of the employee by a
145 facility administrator or his or her designee or by an
146 electronic learning technology chosen by the facility
147 administrator. On-the-job training may not account for more than
148 2 hours of continuing education each calendar year.

149 (5) The department may establish training curricula
150 guidelines for the training required in paragraphs (4)(c), (d),

151 and (e). The department may approve training providers and
152 training curricula and maintain a list of approved providers.
153 Approved training may be offered in a variety of formats,
154 including, but not limited to, in person, electronically, or on-
155 the-job by a facility administrator or his or her designee.
156 Continuing education under this section does not require the
157 adoption of training curricula guidelines by the department or
158 approval of the training provider and curricula by the
159 department.

160 (a) A training provider meeting one of the following
161 qualifications may offer training in compliance with the
162 training curricula guidelines without prior approval of the
163 department:

164 1. A person approved by an applicable board or the
165 Department of Health to provide training who is registered with
166 the electronic continuing education tracking system under s.
167 456.025;

168 2. A person with a master's or doctoral degree in health
169 care, social services, or gerontology from an accredited college
170 or university; or

171 3. A person approved by the department before July 1,
172 2023.

173 (b) Training providers qualified under subparagraphs (a)1.
174 and 2. must also have:

175 1. At least 1 year of teaching experience as an educator

176 for caregivers of persons with Alzheimer's disease or related
177 forms of dementia;

178 2. At least 1 year of practical experience in a program
179 providing care to persons with Alzheimer's disease or related
180 forms of dementia; or

181 3. Completed a specialized training program in the subject
182 matter of Alzheimer's disease and related forms of dementia from
183 an accredited health care, human services, or gerontology
184 education provider.

185 (c) Upon an employee's completion of the training
186 specified in paragraphs (4) (c), (d), and (e), the training
187 provider must provide a record of the completion of the training
188 that includes the name of the employee, the name of the training
189 provider, the topics covered, and the date of completion. The
190 training record is evidence of completion of training in the
191 identified topic and the employee is not required to repeat
192 training in that topic if the employee changes employment to a
193 different covered provider.

194 (d) Any Alzheimer's disease and related forms of dementia
195 training curriculum approved by the department before July 1,
196 2023, shall remain in effect until the curriculum's expiration
197 date.

198 (6) The department may adopt rules to establish
199 requirements for the approval of other qualified training
200 providers and a process for conducting a sampling of training or

201 training curriculum as necessary to monitor for compliance with
 202 curricula guidelines.

203 (7) For a certified nursing assistant as defined in s.
 204 464.201, training hours completed as required under this section
 205 may count toward the total hours of training required to
 206 maintain certification as a nursing assistant.

207 (8) For a health care practitioner as defined in s.
 208 456.001, training hours completed as required under this section
 209 may count toward the total hours of continuing education
 210 required by that practitioner's licensing board.

211 (9) Each person employed, contracted, or referred to
 212 provide services before July 1, 2023, must complete the training
 213 required in this section before July 1, 2026. Proof of
 214 completion of equivalent training completed before July 1, 2023,
 215 shall substitute for the training required in subsection (4).
 216 Each person employed, contracted, or referred to provide
 217 services on or after July 1, 2023, may complete training using
 218 approved curriculum under subparagraph (5) (d) until the
 219 effective date of the rules adopted by the department under
 220 subsection (6).

221 Section 2. Paragraph (b) of subsection (2) of section
 222 400.0239, Florida Statutes, is amended to read:

223 400.0239 Quality of Long-Term Care Facility Improvement
 224 Trust Fund.—

225 (2) Expenditures from the trust fund shall be allowable

226 for direct support of the following:

227 (b) Development and implementation of specialized training
228 programs for long-term care facility personnel who provide
229 direct care for residents with Alzheimer's disease and other
230 dementias as provided under s. 430.5025, residents at risk of
231 developing pressure sores, and residents with special nutrition
232 and hydration needs.

233 Section 3. Section 400.1755, Florida Statutes, is amended
234 to read:

235 400.1755 Care for persons with Alzheimer's disease or
236 related disorders; staff training requirements.-

237 ~~(1)~~ As a condition of licensure, the employee of
238 facilities licensed under this part must complete the training
239 required under s. 430.5025 ~~provide to each of their employees,~~
240 ~~upon beginning employment, basic written information about~~
241 ~~interacting with persons with Alzheimer's disease or a related~~
242 ~~disorder.~~

243 ~~(2)~~ ~~All employees who are expected to, or whose~~
244 ~~responsibilities require them to, have direct contact with~~
245 ~~residents with Alzheimer's disease or a related disorder must,~~
246 ~~in addition to being provided the information required in~~
247 ~~subsection (1), also have an initial training of at least 1 hour~~
248 ~~completed in the first 3 months after beginning employment. This~~
249 ~~training must include, but is not limited to, an overview of~~
250 ~~dementias and must provide basic skills in communicating with~~

251 ~~persons with dementia.~~

252 ~~(3) An individual who provides direct care shall be~~
253 ~~considered a direct caregiver and must complete the required~~
254 ~~initial training and an additional 3 hours of training within 9~~
255 ~~months after beginning employment. This training shall include,~~
256 ~~but is not limited to, managing problem behaviors, promoting the~~
257 ~~resident's independence in activities of daily living, and~~
258 ~~skills in working with families and caregivers.~~

259 ~~(a) The required 4 hours of training for certified nursing~~
260 ~~assistants are part of the total hours of training required~~
261 ~~annually.~~

262 ~~(b) For a health care practitioner as defined in s.~~
263 ~~456.001, continuing education hours taken as required by that~~
264 ~~practitioner's licensing board shall be counted toward this~~
265 ~~total of 4 hours.~~

266 ~~(4) For an employee who is a licensed health care~~
267 ~~practitioner as defined in s. 456.001, training that is~~
268 ~~sanctioned by that practitioner's licensing board shall be~~
269 ~~considered to be approved by the Department of Elderly Affairs.~~

270 ~~(5) The Department of Elderly Affairs or its designee must~~
271 ~~approve the initial and continuing training provided in the~~
272 ~~facilities. The department must approve training offered in a~~
273 ~~variety of formats, including, but not limited to, Internet-~~
274 ~~based training, videos, teleconferencing, and classroom~~
275 ~~instruction. The department shall keep a list of current~~

276 ~~providers who are approved to provide initial and continuing~~
 277 ~~training. The department shall adopt rules to establish~~
 278 ~~standards for the trainers and the training required in this~~
 279 ~~section.~~

280 ~~(6) Upon completing any training listed in this section,~~
 281 ~~the employee or direct caregiver shall be issued a certificate~~
 282 ~~that includes the name of the training provider, the topic~~
 283 ~~covered, and the date and signature of the training provider.~~
 284 ~~The certificate is evidence of completion of training in the~~
 285 ~~identified topic, and the employee or direct caregiver is not~~
 286 ~~required to repeat training in that topic if the employee or~~
 287 ~~direct caregiver changes employment to a different facility or~~
 288 ~~to an assisted living facility, home health agency, adult day~~
 289 ~~care center, or adult family care home. The direct caregiver~~
 290 ~~must comply with other applicable continuing education~~
 291 ~~requirements.~~

292 Section 4. Section 400.4785, Florida Statutes, is amended
 293 to read:

294 400.4785 Patients with Alzheimer's disease or other
 295 related disorders; staff training requirements; certain
 296 disclosures.The employees of a home health agency must complete
 297 the training required under s. 430.5025.

298 (1) ~~A home health agency must provide the following staff~~
 299 ~~training:~~

300 ~~(a) Upon beginning employment with the agency, each~~

301 ~~employee must receive basic written information about~~
302 ~~interacting with participants who have Alzheimer's disease or~~
303 ~~dementia-related disorders.~~

304 ~~(b) In addition to the information provided under~~
305 ~~paragraph (a), newly hired home health agency personnel who will~~
306 ~~be providing direct care to patients must complete 2 hours of~~
307 ~~training in Alzheimer's disease and dementia-related disorders~~
308 ~~within 9 months after beginning employment with the agency. This~~
309 ~~training must include, but is not limited to, an overview of~~
310 ~~dementia, a demonstration of basic skills in communicating with~~
311 ~~persons who have dementia, the management of problem behaviors,~~
312 ~~information about promoting the client's independence in~~
313 ~~activities of daily living, and instruction in skills for~~
314 ~~working with families and caregivers.~~

315 ~~(c) For certified nursing assistants, the required 2 hours~~
316 ~~of training shall be part of the total hours of training~~
317 ~~required annually.~~

318 ~~(d) For a health care practitioner as defined in s.~~
319 ~~456.001, continuing education hours taken as required by that~~
320 ~~practitioner's licensing board shall be counted toward the total~~
321 ~~of 2 hours.~~

322 ~~(e) For an employee who is a licensed health care~~
323 ~~practitioner as defined in s. 456.001, training that is~~
324 ~~sanctioned by that practitioner's licensing board shall be~~
325 ~~considered to be approved by the Department of Elderly Affairs.~~

326 ~~(f) The Department of Elderly Affairs, or its designee,~~
327 ~~must approve the required training. The department must consider~~
328 ~~for approval training offered in a variety of formats. The~~
329 ~~department shall keep a list of current providers who are~~
330 ~~approved to provide the 2-hour training. The department shall~~
331 ~~adopt rules to establish standards for the employees who are~~
332 ~~subject to this training, for the trainers, and for the training~~
333 ~~required in this section.~~

334 ~~(g) Upon completing the training listed in this section,~~
335 ~~the employee shall be issued a certificate that states that the~~
336 ~~training mandated under this section has been received. The~~
337 ~~certificate shall be dated and signed by the training provider.~~
338 ~~The certificate is evidence of completion of this training, and~~
339 ~~the employee is not required to repeat this training if the~~
340 ~~employee changes employment to a different home health agency.~~

341 ~~(h)~~ A licensed home health agency whose unduplicated
342 census during the most recent calendar year was composed
343 ~~comprised~~ of at least 90 percent of individuals aged 21 years or
344 younger at the date of admission is exempt from the training
345 requirements in this section.

346 (2) An agency licensed under this part which claims that
347 it provides special care for persons who have Alzheimer's
348 disease or other related disorders must disclose in its
349 advertisements or in a separate document those services that
350 distinguish the care as being especially applicable to, or

351 suitable for, such persons. The agency must give a copy of all
352 such advertisements or a copy of the document to each person who
353 requests information about the agency and must maintain a copy
354 of all such advertisements and documents in its records. The
355 Agency for Health Care Administration shall examine all such
356 advertisements and documents in the agency's records as part of
357 the license renewal procedure.

358 Section 5. Section 400.6045, Florida Statutes, is amended
359 to read:

360 400.6045 Patients with Alzheimer's disease or other
361 related disorders; staff training requirements; certain
362 disclosures.—

363 (1) The employees of a home health agency must complete
364 the training required under s. 430.5025 ~~A hospice licensed under~~
365 ~~this part must provide the following staff training:~~

366 ~~(a) Upon beginning employment with the agency, each~~
367 ~~employee must receive basic written information about~~
368 ~~interacting with persons who have Alzheimer's disease or~~
369 ~~dementia-related disorders.~~

370 ~~(b) In addition to the information provided under~~
371 ~~paragraph (a), employees who are expected to, or whose~~
372 ~~responsibilities require them to, have direct contact with~~
373 ~~participants who have Alzheimer's disease or dementia-related~~
374 ~~disorders must complete initial training of at least 1 hour~~
375 ~~within the first 3 months after beginning employment. The~~

376 ~~training must include an overview of dementias and must provide~~
377 ~~instruction in basic skills for communicating with persons who~~
378 ~~have dementia.~~

379 ~~(c) In addition to the requirements of paragraphs (a) and~~
380 ~~(b), an employee who will be providing direct care to a~~
381 ~~participant who has Alzheimer's disease or a dementia-related~~
382 ~~disorder must complete an additional 3 hours of training within~~
383 ~~9 months after beginning employment. This training must include,~~
384 ~~but is not limited to, the management of problem behaviors,~~
385 ~~information about promoting the patient's independence in~~
386 ~~activities of daily living, and instruction in skills for~~
387 ~~working with families and caregivers.~~

388 ~~(d) For certified nursing assistants, the required 4 hours~~
389 ~~of training shall be part of the total hours of training~~
390 ~~required annually.~~

391 ~~(e) For a health care practitioner as defined in s.~~
392 ~~456.001, continuing education hours taken as required by that~~
393 ~~practitioner's licensing board shall be counted toward the total~~
394 ~~of 4 hours.~~

395 ~~(f) For an employee who is a licensed health care~~
396 ~~practitioner as defined in s. 456.001, training that is~~
397 ~~sanctioned by that practitioner's licensing board shall be~~
398 ~~considered to be approved by the Department of Elderly Affairs.~~

399 ~~(g) The Department of Elderly Affairs or its designee must~~
400 ~~approve the required 1-hour and 3-hour training provided to~~

401 ~~employees or direct caregivers under this section. The~~
402 ~~department must consider for approval training offered in a~~
403 ~~variety of formats. The department shall keep a list of current~~
404 ~~providers who are approved to provide the 1-hour and 3-hour~~
405 ~~training. The department shall adopt rules to establish~~
406 ~~standards for the employees who are subject to this training,~~
407 ~~for the trainers, and for the training required in this section.~~

408 ~~(h) Upon completing any training described in this~~
409 ~~section, the employee or direct caregiver shall be issued a~~
410 ~~certificate that includes the name of the training provider, the~~
411 ~~topic covered, and the date and signature of the training~~
412 ~~provider. The certificate is evidence of completion of training~~
413 ~~in the identified topic, and the employee or direct caregiver is~~
414 ~~not required to repeat training in that topic if the employee or~~
415 ~~direct caregiver changes employment to a different hospice or to~~
416 ~~a home health agency, assisted living facility, nursing home, or~~
417 ~~adult day care center.~~

418 (2) A hospice licensed under this part which claims that
419 it provides special care for persons who have Alzheimer's
420 disease or other related disorders must disclose in its
421 advertisements or in a separate document those services that
422 distinguish the care as being especially applicable to, or
423 suitable for, such persons. The hospice must give a copy of all
424 such advertisements or a copy of the document to each person who
425 requests information about programs and services for persons

426 with Alzheimer's disease or other related disorders offered by
427 the hospice and must maintain a copy of all such advertisements
428 and documents in its records. The agency shall examine all such
429 advertisements and documents in the hospice's records as part of
430 the license renewal procedure.

431 Section 6. Section 400.51, Florida Statutes, is created to
432 read:

433 400.51 Patients with Alzheimer's disease or other related
434 disorders; staff training requirements.—A person employed,
435 contracted, or referred by a nurse registry or a person
436 registered with the agency to provide companion or homemaker
437 services must complete the training required under s. 430.5025.

438 Section 7. Section 429.178, Florida Statutes, is amended
439 to read:

440 429.178 Special care for persons with Alzheimer's disease
441 or other related disorders.—

442 ~~(1)~~ A facility which advertises that it provides special
443 care for persons with Alzheimer's disease or other related
444 disorders must meet the following standards of operation:

445 (1)(a)1. If the facility has 17 or more residents, have an
446 awake staff member on duty at all hours of the day and night; or

447 (b)2. If the facility has fewer than 17 residents, have an
448 awake staff member on duty at all hours of the day and night or
449 have mechanisms in place to monitor and ensure the safety of the
450 facility's residents.

451 ~~(2)(b)~~ Offer activities specifically designed for persons
 452 who are cognitively impaired.

453 ~~(3)(e)~~ Have a physical environment that provides for the
 454 safety and welfare of the facility's residents.

455 ~~(4)(d)~~ Employ staff who have completed the training and
 456 continuing education required under s. 430.5025 ~~in subsection~~
 457 ~~(2)~~.

458 ~~(2)(a) An individual who is employed by a facility that~~
 459 ~~provides special care for residents who have Alzheimer's disease~~
 460 ~~or other related disorders, and who has regular contact with~~
 461 ~~such residents, must complete up to 4 hours of initial dementia-~~
 462 ~~specific training developed or approved by the department. The~~
 463 ~~training must be completed within 3 months after beginning~~
 464 ~~employment and satisfy the core training requirements of s.~~
 465 ~~429.52(3)(g).~~

466 ~~(b) A direct caregiver who is employed by a facility that~~
 467 ~~provides special care for residents who have Alzheimer's disease~~
 468 ~~or other related disorders and provides direct care to such~~
 469 ~~residents must complete the required initial training and 4~~
 470 ~~additional hours of training developed or approved by the~~
 471 ~~department. The training must be completed within 9 months after~~
 472 ~~beginning employment and satisfy the core training requirements~~
 473 ~~of s. 429.52(3)(g).~~

474 ~~(c) An individual who is employed by a facility that~~
 475 ~~provides special care for residents with Alzheimer's disease or~~

476 ~~other related disorders, but who only has incidental contact~~
477 ~~with such residents, must be given, at a minimum, general~~
478 ~~information on interacting with individuals with Alzheimer's~~
479 ~~disease or other related disorders, within 3 months after~~
480 ~~beginning employment.~~

481 ~~(3) In addition to the training required under subsection~~
482 ~~(2), a direct caregiver must participate in a minimum of 4~~
483 ~~contact hours of continuing education each calendar year. The~~
484 ~~continuing education must include one or more topics included in~~
485 ~~the dementia-specific training developed or approved by the~~
486 ~~department, in which the caregiver has not received previous~~
487 ~~training.~~

488 ~~(4) Upon completing any training listed in subsection (2),~~
489 ~~the employee or direct caregiver shall be issued a certificate~~
490 ~~that includes the name of the training provider, the topic~~
491 ~~covered, and the date and signature of the training provider.~~
492 ~~The certificate is evidence of completion of training in the~~
493 ~~identified topic, and the employee or direct caregiver is not~~
494 ~~required to repeat training in that topic if the employee or~~
495 ~~direct caregiver changes employment to a different facility. The~~
496 ~~employee or direct caregiver must comply with other applicable~~
497 ~~continuing education requirements.~~

498 ~~(5) The department, or its designee, shall approve the~~
499 ~~initial and continuing education courses and providers.~~

500 ~~(6) The department shall keep a current list of providers~~

501 ~~who are approved to provide initial and continuing education for~~
502 ~~staff of facilities that provide special care for persons with~~
503 ~~Alzheimer's disease or other related disorders.~~

504 ~~(7) Any facility more than 90 percent of whose residents~~
505 ~~receive monthly optional supplementation payments is not~~
506 ~~required to pay for the training and education programs required~~
507 ~~under this section. A facility that has one or more such~~
508 ~~residents shall pay a reduced fee that is proportional to the~~
509 ~~percentage of such residents in the facility. A facility that~~
510 ~~does not have any residents who receive monthly optional~~
511 ~~supplementation payments must pay a reasonable fee, as~~
512 ~~established by the department, for such training and education~~
513 ~~programs.~~

514 ~~(8) The department shall adopt rules to establish~~
515 ~~standards for trainers and training and to implement this~~
516 ~~section.~~

517 Section 8. Paragraph (g) of subsection (3) of section
518 429.52, Florida Statutes, is amended to read:

519 429.52 Staff training and educational requirements.—

520 (3) The agency, in conjunction with providers, shall
521 develop core training requirements for administrators consisting
522 of core training learning objectives, a competency test, and a
523 minimum required score to indicate successful passage of the
524 core competency test. The required core competency test must
525 cover at least the following topics:

526 (g) Care of persons with Alzheimer's disease and related
 527 disorders as provided under s. 430.5025.

528 Section 9. Section 429.83, Florida Statutes, is amended to
 529 read:

530 429.83 Residents with Alzheimer's disease or other related
 531 disorders; training; certain disclosures.-

532 (1) The employees of an adult family-care home must
 533 complete the training required under s. 430.5025.

534 (2) An adult family-care home licensed under this part
 535 which claims that it provides special care for persons who have
 536 Alzheimer's disease or other related disorders must disclose in
 537 its advertisements or in a separate document those services that
 538 distinguish the care as being especially applicable to, or
 539 suitable for, such persons. The home must give a copy of all
 540 such advertisements or a copy of the document to each person who
 541 requests information about programs and services for persons
 542 with Alzheimer's disease or other related disorders offered by
 543 the home and must maintain a copy of all such advertisements and
 544 documents in its records. The agency shall examine all such
 545 advertisements and documents in the home's records as part of
 546 the license renewal procedure.

547 Section 10. Subsection (1) of section 429.917, Florida
 548 Statutes, is amended to read:

549 429.917 Patients with Alzheimer's disease or other related
 550 disorders; staff training requirements; certain disclosures.-

551 (1) The employees of an adult day care center licensed
552 under this part must complete the training required under s.
553 430.5025 ~~provide the following staff training:~~

554 ~~(a) Upon beginning employment with the facility, each~~
555 ~~employee must receive basic written information about~~
556 ~~interacting with participants who have Alzheimer's disease or~~
557 ~~dementia-related disorders.~~

558 ~~(b) In addition to the information provided under~~
559 ~~paragraph (a), newly hired adult day care center personnel who~~
560 ~~are expected to, or whose responsibilities require them to, have~~
561 ~~direct contact with participants who have Alzheimer's disease or~~
562 ~~dementia-related disorders must complete initial training of at~~
563 ~~least 1 hour within the first 3 months after beginning~~
564 ~~employment. The training must include an overview of dementias~~
565 ~~and must provide instruction in basic skills for communicating~~
566 ~~with persons who have dementia.~~

567 ~~(c) In addition to the requirements of paragraphs (a) and~~
568 ~~(b), an employee who will be providing direct care to a~~
569 ~~participant who has Alzheimer's disease or a dementia-related~~
570 ~~disorder must complete an additional 3 hours of training within~~
571 ~~9 months after beginning employment. This training must include,~~
572 ~~but is not limited to, the management of problem behaviors,~~
573 ~~information about promoting the participant's independence in~~
574 ~~activities of daily living, and instruction in skills for~~
575 ~~working with families and caregivers.~~

576 ~~(d) For certified nursing assistants, the required 4 hours~~
 577 ~~of training shall be part of the total hours of training~~
 578 ~~required annually.~~

579 ~~(e) For a health care practitioner as defined in s.~~
 580 ~~456.001, continuing education hours taken as required by that~~
 581 ~~practitioner's licensing board shall be counted toward the total~~
 582 ~~of 4 hours.~~

583 ~~(f) For an employee who is a licensed health care~~
 584 ~~practitioner as defined in s. 456.001, training that is~~
 585 ~~sanctioned by that practitioner's licensing board shall be~~
 586 ~~considered to be approved by the Department of Elderly Affairs.~~

587 ~~(g) The Department of Elderly Affairs or its designee must~~
 588 ~~approve the 1-hour and 3-hour training provided to employees and~~
 589 ~~direct caregivers under this section. The department must~~
 590 ~~consider for approval training offered in a variety of formats.~~
 591 ~~The department shall keep a list of current providers who are~~
 592 ~~approved to provide the 1-hour and 3-hour training. The~~
 593 ~~department shall adopt rules to establish standards for the~~
 594 ~~employees who are subject to this training, for the trainers,~~
 595 ~~and for the training required in this section.~~

596 ~~(h) Upon completing any training described in this~~
 597 ~~section, the employee or direct caregiver shall be issued a~~
 598 ~~certificate that includes the name of the training provider, the~~
 599 ~~topic covered, and the date and signature of the training~~
 600 ~~provider. The certificate is evidence of completion of training~~

601 ~~in the identified topic, and the employee or direct caregiver is~~
 602 ~~not required to repeat training in that topic if the employee or~~
 603 ~~direct caregiver changes employment to a different adult day~~
 604 ~~care center or to an assisted living facility, nursing home,~~
 605 ~~home health agency, or hospice. The direct caregiver must comply~~
 606 ~~with other applicable continuing education requirements.~~

607 ~~(i) An employee who is hired on or after July 1, 2004,~~
 608 ~~must complete the training required by this section.~~

609 Section 11. Subsection (6) of section 429.918, Florida
 610 Statutes, is amended to read:

611 429.918 Licensure designation as a specialized Alzheimer's
 612 services adult day care center; training.-

613 (6) ~~(a)~~ An adult day care center having a license
 614 designated under this section must provide the following staff
 615 training and supervision:

616 (a)1. A registered nurse or licensed practical nurse must
 617 be on site daily for at least 75 percent of the time that the
 618 center is open to ADRD participants. Each licensed practical
 619 nurse who works at the center must be supervised in accordance
 620 with chapter 464.

621 (b) Each employee must complete the training and
 622 continuing education required under s. 430.5025.

623 ~~2. Upon beginning employment with the center, each~~
 624 ~~employee must receive and review basic written information about~~
 625 ~~interacting with ADRD participants.~~

626 ~~3. In addition to the information provided in subparagraph~~
 627 ~~2., every employee hired on or after July 1, 2012, who has~~
 628 ~~direct contact with ADRD participants shall complete 4 hours of~~
 629 ~~dementia-specific training within 3 months after employment.~~

630 ~~4. In addition to the requirements of subparagraphs 2. and~~
 631 ~~3., each employee hired on or after July 1, 2012, who provides~~
 632 ~~direct care to ADRD participants shall complete an additional 4~~
 633 ~~hours of dementia-specific training within 6 months after~~
 634 ~~employment.~~

635 ~~(b) The Department of Elderly Affairs or its designee~~
 636 ~~shall approve the training required under this section. The~~
 637 ~~department shall adopt rules to establish standards for~~
 638 ~~employees who are subject to this training, for trainers, and~~
 639 ~~for the training required in this section.~~

640 ~~(c) Upon completing any training described in this~~
 641 ~~section, the employee shall be issued a certificate that~~
 642 ~~includes the name of the training provider, the topics covered,~~
 643 ~~and the date and signature of the training provider. The~~
 644 ~~certificate is evidence of completion of training in the~~
 645 ~~identified topics, and the employee is not required to repeat~~
 646 ~~training in those topics if the employee changes employment to a~~
 647 ~~different adult day care center.~~

648 (c)(d) Each employee hired on or after July 1, 2012, who
 649 provides direct care to ADRD participants, must receive and
 650 review an orientation plan that includes, at a minimum:

651 1. Procedures to locate an ADRD participant who has
652 wandered from the center. These procedures shall be reviewed
653 regularly with all direct care staff.

654 2. Information on the Silver Alert program in this state.

655 3. Information regarding available products or programs
656 used to identify ADRD participants or prevent them from
657 wandering away from the center, their home, or other locations.

658 Section 12. This act shall take effect July 1, 2023.