

26 delinquent and the record not have been sealed or expunged for
 27 any of the following offenses or any similar offense of another
 28 jurisdiction:

29 (a) Any authorizing statutes, if the offense was a felony.

30 (b) This chapter, if the offense was a felony.

31 (c) Section 409.920, relating to Medicaid provider fraud.

32 (d) Section 409.9201, relating to Medicaid fraud.

33 (e) Section 414.39, relating to fraud, if the offense was
 34 a felony.

35 (f) Section 741.28, relating to domestic violence.

36 (g)~~(f)~~ Section 777.04, relating to attempts, solicitation,
 37 and conspiracy to commit an offense listed in this subsection.

38 (h)~~(g)~~ Section 784.03, relating to battery, if the victim
 39 is a vulnerable adult as defined in s. 415.102 or a patient or
 40 resident of a facility licensed under chapter 395, chapter 400,
 41 or chapter 429.

42 (i) Section 815.04, relating to offenses against
 43 intellectual property.

44 (j) Section 815.06, relating to offenses against users of
 45 computers, computer systems, computer networks, and electronic
 46 devices.

47 (k)~~(h)~~ Section 817.034, relating to fraudulent acts
 48 through mail, wire, radio, electromagnetic, photoelectronic, or
 49 photooptical systems.

50 (l)~~(i)~~ Section 817.234, relating to false and fraudulent

51 insurance claims.

52 (m)~~(j)~~ Section 817.481, relating to obtaining goods by
 53 using a false or expired credit card or other credit device, if
 54 the offense was a felony.

55 (n)~~(k)~~ Section 817.50, relating to fraudulently obtaining
 56 goods or services from a health care provider.

57 (o)~~(l)~~ Section 817.505, relating to patient brokering.

58 (p)~~(m)~~ Section 817.568, relating to criminal use of
 59 personal identification information.

60 (q)~~(n)~~ Section 817.60, relating to obtaining a credit card
 61 through fraudulent means.

62 (r)~~(o)~~ Section 817.61, relating to fraudulent use of
 63 credit cards, if the offense was a felony.

64 (s)~~(p)~~ Section 831.01, relating to forgery.

65 (t)~~(q)~~ Section 831.02, relating to uttering forged
 66 instruments.

67 (u)~~(r)~~ Section 831.07, relating to forging bank bills,
 68 checks, drafts, or promissory notes.

69 (v)~~(s)~~ Section 831.09, relating to uttering forged bank
 70 bills, checks, drafts, or promissory notes.

71 (w) Section 831.29, relating to making or having
 72 instruments and material for counterfeiting driver licenses or
 73 identification cards.

74 (x)~~(t)~~ Section 831.30, relating to fraud in obtaining
 75 medicinal drugs.

76 ~~(y)-(u)~~ Section 831.31, relating to the sale, manufacture,
77 delivery, or possession with the intent to sell, manufacture, or
78 deliver any counterfeit controlled substance, if the offense was
79 a felony.

80 (z) Section 831.311, relating to unlawful sale,
81 manufacture, alteration, delivery, uttering, or possession of
82 counterfeit-resistant prescription blanks for controlled
83 substances.

84 (aa) Section 836.05, relating to threats and extortion.

85 (bb) Section 836.10, relating to written or electronic
86 threats to kill, do bodily injury, or conduct a mass shooting or
87 an act of terrorism.

88 (cc) Section 873.01, relating to prohibited purchase or
89 sale of human organs and tissue.

90 ~~(dd)-(v)~~ Section 895.03, relating to racketeering and
91 collection of unlawful debts.

92 ~~(ee)-(w)~~ Section 896.101, relating to the Florida Money
93 Laundering Act.

94
95 If, upon rescreening, a person who is currently employed or
96 contracted with a licensee and was screened and qualified under
97 s. 435.04 has a disqualifying offense that was not a
98 disqualifying offense at the time of the last screening, but is
99 a current disqualifying offense and was committed before the
100 last screening, he or she may apply for an exemption from the

101 appropriate licensing agency and, if agreed to by the employer,
 102 may continue to perform his or her duties until the licensing
 103 agency renders a decision on the application for exemption if
 104 the person is eligible to apply for an exemption and the
 105 exemption request is received by the agency no later than 30
 106 days after receipt of the rescreening results by the person.

107 Section 2. Present subsections (16) through (28) of
 108 section 429.02, Florida Statutes, are redesignated as
 109 subsections (17) through (29), respectively, a new subsection
 110 (16) is added to that section, and subsection (12) of that
 111 section is amended, to read:

112 429.02 Definitions.—When used in this part, the term:

113 (12) "Extended congregate care" means acts beyond those
 114 authorized in subsection (19) ~~(18)~~ which may be performed
 115 pursuant to part I of chapter 464 by persons licensed thereunder
 116 while carrying out their professional duties, and other
 117 supportive services that may be specified by rule. The purpose
 118 of such services is to enable residents to age in place in a
 119 residential environment despite mental or physical limitations
 120 that might otherwise disqualify them from residency in a
 121 facility licensed under this part.

122 (16) "Memory care provider" means either a designated unit
 123 within an assisted living facility or a facility as a whole
 124 which provides care and services specific to the needs of
 125 residents who exhibit symptoms consistent with dementia.

126 Section 3. Section 429.179, Florida Statutes, is created
 127 to read:

128 429.179 Memory care providers.-

129 (1) Memory care providers must employ the following
 130 practices in the provision of such care:

131 (a) Residents who upon admission exhibit symptoms
 132 consistent with dementia must be admitted under memory care
 133 protocols that require an assessment by a physician, an advanced
 134 practice registered nurse, a physician's assistant, or a
 135 psychologist trained in dementia care.

136 (b) Policies for memory care service plans must require a
 137 resident assessment to be completed within 10 days after
 138 admission. The assessment must be based on the resident's past,
 139 including consideration of such factors as family or other
 140 important relationships, religious or spiritual preferences,
 141 communication capabilities, behavioral concerns, and activity
 142 preferences.

143 (c) Minimum staffing requirements must require that at
 144 least one qualified staff member who is trained in both
 145 cardiopulmonary resuscitation and first aid be in a designated
 146 memory care unit at all times. Staff administering medication or
 147 providing assistance with medication administration may not
 148 count toward this minimum staffing requirement while they are
 149 engaged in such medication administration tasks. Staffing ratios
 150 beyond the minimum of one staff member must consider resident

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151 acuity and may not fall below the ratio of one staff person per
152 five residents.

153 (d) Providers must maintain a current and accurate log of
154 residents admitted as memory care residents. Resident contracts
155 shall outline the memory care services to be provided and any
156 related costs, should those exceed standard room and board.

157 (2) A facility may not advertise, represent, or hold
158 itself out as a memory care provider unless it meets the
159 requirements of this section.

160 Section 4. This act shall take effect July 1, 2024.