



613988

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
02/12/2026	.	
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The Appropriations Committee on Health and Human Services  
(Rouson) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. Subsections (6) and (7) of section 397.407,  
Florida Statutes, are amended to read:

397.407 Licensure process; fees.—

(6) (a) The department may issue probationary, regular, and  
interim licenses. The department may issue one license for all  
service components operated by a service provider and defined



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pursuant to s. 397.311(27). The license is valid only for the specific service components listed for each specific location identified on the license. The licensed service provider must ~~shall~~ apply for the addition of any service components and obtain approval before initiating additional services. The licensed service provider must notify the department and provide any required documentation at least 30 days before the relocation of any of its service sites. Provision of service components or delivery of services at a location not identified on the license may be considered an unlicensed operation that authorizes the department to seek an injunction against operation as provided in s. 397.401, in addition to other sanctions authorized by s. 397.415. Probationary and regular licenses may be issued only after all required information has been submitted. A license may not be transferred. As used in this subsection, the term "transfer" means ~~includes, but is not limited to,~~ the transfer of a majority of the ownership interest in the licensed entity or transfer of responsibilities under the license to another entity by contractual arrangement.

(b) If 5 percent or more of the controlling ownership interest of a licensed entity is transferred to another person or entity, the department must require only a level 2 background screening pursuant to s. 397.4073 for officers, directors, managing members, and individuals who exercise operational control over the licensee on behalf of that person or entity.

(7)(a) Upon receipt of a complete application, payment of applicable fees, and a demonstration of substantial compliance with all applicable statutory and regulatory requirements, the department may issue a probationary license to a service



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provider applicant with services that are not yet fully operational. The department may not issue a probationary license when doing so would place the health, safety, or welfare of individuals at risk. A probationary license expires 90 days after issuance and may not be reissued. During the probationary period the department shall monitor the delivery of services. Notwithstanding s. 120.60(5), the department may order a probationary licensee to cease and desist operations at any time it is found to be substantially out of compliance with licensure standards. This cease-and-desist order is exempt from the requirements of s. 120.60(6).

(b) The department may not require an existing licensed service provider that is seeking to add one or more additional levels of care at an existing licensed location, or that is seeking to offer the same level of care at one or more of the service provider's new locations that is currently licensed, to admit individuals for services during the probationary licensing period if the provider has no outstanding violations pursuant to s. 397.411(7) and the department has not taken any action against the provider's existing license pursuant to s. 397.415, within the previous 12 months.

Section 2. This act shall take effect July 1, 2026.

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

And the title is amended as follows:

Delete everything before the enacting clause  
and insert:

A bill to be entitled  
An act relating to recovery residences; amending s.



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397.407, F.S.; revising the definition of the term  
"transfer"; providing that the Department of Children  
and Families must require only a level 2 background  
screening for certain individuals who have a  
controlling ownership interest of a licensed entity  
which exceeds a specified percentage; prohibiting the  
department from requiring certain existing licensed  
service providers to admit individuals for services  
during the probationary licensing period if certain  
requirements and conditions are met; providing an  
effective date.