



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:

1 **Senate Amendment (with title amendment)**

2
3 Delete everything after the enacting clause
4 and insert:

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

7 397.407 Licensure process; fees.—

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



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

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

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



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

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

61 Section 2. This act shall take effect July 1, 2026.
62

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

64 And the title is amended as follows:

65 Delete everything before the enacting clause
66 and insert:

67 A bill to be entitled

68 An act relating to recovery residences; amending s.



69 397.407, F.S.; revising the definition of the term
70 "transfer"; providing that the Department of Children
71 and Families must require only a level 2 background
72 screening for certain individuals who have a
73 controlling ownership interest of a licensed entity
74 which exceeds a specified percentage; prohibiting the
75 department from requiring certain existing licensed
76 service providers to admit individuals for services
77 during the probationary licensing period if certain
78 requirements and conditions are met; providing an
79 effective date.