

1                   A bill to be entitled  
2       An act relating to assisted living facilities;  
3       amending s. 429.41, F.S.; prohibiting the Agency for  
4       Health Care Administration from requiring an assisted  
5       living facility without limited nursing services  
6       residents to meet staffing requirements for limited  
7       nursing services; amending s. 429.23, F.S.; extending  
8       the period of time for a facility to file a  
9       preliminary adverse incident report; amending s.  
10      429.256, F.S.; authorizing additional tasks relating  
11      to assistance with the self-administration of  
12      medication; amending s. 429.55, F.S.; revising  
13      specified information that each assisted living  
14      facility must provide to the agency; providing an  
15      effective date.

16  
17   Be It Enacted by the Legislature of the State of Florida:

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19       **Section 1. Paragraph (h) of subsection (1) of section**  
20      **429.41, Florida Statutes, is amended to read:**

21       429.41 Rules establishing standards.—

22       (1) It is the intent of the Legislature that rules  
23      published and enforced pursuant to this section shall include  
24      criteria by which a reasonable and consistent quality of  
25      resident care and quality of life may be ensured and the results

26 of such resident care may be demonstrated. Such rules shall also  
27 promote a safe and sanitary environment that is residential and  
28 noninstitutional in design or nature and may allow for  
29 technological advances in the provision of care, safety, and  
30 security, including the use of devices, equipment, and other  
31 security measures related to wander management, emergency  
32 response, staff risk management, and the general safety and  
33 security of residents, staff, and the facility. It is further  
34 intended that reasonable efforts be made to accommodate the  
35 needs and preferences of residents to enhance the quality of  
36 life in a facility. The agency, in consultation with the  
37 Department of Children and Families and the Department of  
38 Health, shall adopt rules to administer this part, which must  
39 include reasonable and fair minimum standards in relation to:

40       (h) Facilities holding a limited nursing, extended  
41 congregate care, or limited mental health license. Rules adopted  
42 to implement this paragraph related to staffing of a limited  
43 nursing services licensee may not set a minimum staffing  
44 requirement for the provision of limited nursing services to  
45 limited nursing residents if the facility does not have persons  
46 in residence who meet the admission criteria established by the  
47 agency for assisted living facilities under s. 429.07(3)(c)3.  
48 and agency rule.

49       **Section 2. Subsection (3) of section 429.23, Florida**  
50 **Statutes, is amended, to read:**

51           429.23 Internal risk management and quality assurance  
52 program; adverse incidents and reporting requirements.—

53           (3) Licensed facilities shall provide within 5 ~~4~~ business  
54 days ~~day~~ after the occurrence of an adverse incident, through  
55 the agency's online portal, or if the portal is offline, by  
56 electronic mail, a preliminary report to the agency on all  
57 adverse incidents specified under this section. The report must  
58 include information regarding the identity of the affected  
59 resident, the type of adverse incident, and the status of the  
60 facility's investigation of the incident.

61           **Section 3. Paragraphs (h) and (i) are added to subsection**  
62 **(3) of section 429.256, Florida Statutes, to read:**

63           429.256 Assistance with self-administration of medication  
64 and with other tasks.—

65           (3) Assistance with self-administration of medication  
66 includes:

67           (h) Dialing an insulin pen prefilled by the manufacturer.

68           (i) Attaching a new needle to an insulin pen prefilled by  
69 the manufacturer.

70           **Section 4. Paragraphs (a) of subsection (1) of section**  
71 **429.55, Florida Statutes, is amended to read:**

72           429.55 Consumer information.—

73           (1) CONSUMER INFORMATION WEBSITE.—The Legislature finds  
74 that consumers need additional information on the quality of  
75 care and service in assisted living facilities in order to

76 select the best facility for themselves or their loved ones.  
77 Therefore, the Agency for Health Care Administration shall  
78 create content that is easily accessible through the home page  
79 of the agency's website either directly or indirectly through  
80 links to one or more other established websites of the agency's  
81 choosing. The website must be searchable by facility name,  
82 license type, city, or zip code. By November 1, 2015, the agency  
83 shall include all content in its possession on the website and  
84 add content when received from facilities. At a minimum, the  
85 content must include:

86 (a) Information on each licensed assisted living facility,  
87 including, but not limited to:

- 88 1. The name and address of the facility.
- 89 2. The name of the owner or operator of the facility.
- 90 3. The number and type of ~~licensed~~ beds in the facility.
- 91 4. The types of licenses held by the facility.
- 92 5. The facility's license expiration date and status.
- 93 6. The total number of clients that the facility is  
94 licensed to serve and the most recently available occupancy  
95 levels.
- 96 7. The number of private and semiprivate rooms offered.
- 97 8. The bed-hold policy.
- 98 9. The religious affiliation, if any, of the assisted  
99 living facility.
- 100 10. The languages spoken by the staff.

101           11. Availability of nurses.

102           12. Forms of payment accepted, including, but not limited  
103 to, Medicaid, Medicaid long-term managed care, private  
104 insurance, health maintenance organization, United States  
105 Department of Veterans Affairs, CHAMPUS program, or workers'  
106 compensation coverage.

107           13. Indication if the licensee is operating under  
108 bankruptcy protection.

109           14. Recreational and other programs available.

110           15. Special care units or programs offered.

111           16. Whether the facility is a part of a retirement  
112 community that offers other services pursuant to this part or  
113 part III of this chapter, part II or part III of chapter 400, or  
114 chapter 651.

115           17. Links to the State Long-Term Care Ombudsman Program  
116 website and the program's statewide toll-free telephone number.

117           18. Links to the websites of the providers.

118           19. Other relevant information that the agency currently  
119 collects.

120  
121 The agency may adopt rules to administer this section.

122           **Section 5.** This act shall take effect July 1, 2026.