

**HOUSE OF REPRESENTATIVES STAFF ANALYSIS**

**BILL #:** H 653 Nurse Registries  
**SPONSOR(S):** Zapata and other  
**TIED BILLS:** **IDEN./SIM. BILLS:** SB 1454

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REFERENCE	ACTION	ANALYST	STAFF DIRECTOR
1) Elder Affairs & Long Term Care (Sub)		Meyer	Liem
2) Future of Florida's Families			
3)			
4)			
5)			

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**SUMMARY ANALYSIS**

The bill removes the statutory requirement that a Nurse Registry make monthly visits to patients who are receiving care from a certified nursing assistant or home health aide.

The bill takes effect upon becoming law.

## FULL ANALYSIS

### I. SUBSTANTIVE ANALYSIS

#### A. DOES THE BILL:

- |                                      |   |                             |   |
|--------------------------------------|---|-----------------------------|---|
| 1. Reduce government?                | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> | N/A <input type="checkbox"/>            |
| 2. Lower taxes?                      | Yes <input type="checkbox"/>            | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 3. Expand individual freedom?        | Yes <input type="checkbox"/>            | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 4. Increase personal responsibility? | Yes <input type="checkbox"/>            | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 5. Empower families?                 | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> | N/A <input type="checkbox"/>            |

For any principle that received a "no" above, please explain:

#### B. EFFECT OF PROPOSED CHANGES:

Registered nurses will no longer make monthly supervisory visits to patients of Nurse Registries who are receiving care or services from a certified nursing assistant or home health aide.

##### Background

Florida law recognizes two licensed entities that may render home health care: home health agencies and nurse registries. Nurse registries were first defined and regulated by the state in 1947 under the "Private Employment Agency Regulatory Law" and were subject to the oversight of the Florida Industrial Commission. The statutes governing nurse registries were revised in 1957, 1974, 1990, and 1993. The 1993 law assigned regulatory responsibility to the Agency for Health Care Administration (AHCA). The changes that year also provided that nurse registries could refer CNAs and required monthly visits by a registered nurse. The function of a nurse registry is to refer independent contractors, who are not "employees" of the registry, to individuals seeking home care services.

#### C. SECTION DIRECTORY:

**Section 1.** This section amends section 400.506, F.S., related to the licensure and requirements that govern nurse registries, to remove the statutory requirement that registered nurses visit patients' homes monthly to assess the patient's condition and the quality of care being rendered by the certified nursing assistant or home health aide.

**Section 2.** This act shall take effect upon becoming law.

### II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

#### A. FISCAL IMPACT ON STATE GOVERNMENT:

##### 1. Revenues:

None.

##### 2. Expenditures:

None.

#### B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

##### 1. Revenues:

None.

2. Expenditures:

None.

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

Nurse registries will benefit from a reduction in costs associated with the (now) required monthly visits by a registered nurse. Consumers may experience some savings with the elimination of this cost for the registries.

D. FISCAL COMMENTS:

**III. COMMENTS**

A. CONSTITUTIONAL ISSUES:

1. Applicability of Municipality/County Mandates Provision:

Not applicable.

2. Other:

B. RULE-MAKING AUTHORITY:

No rule making authority is granted.

C. DRAFTING ISSUES OR OTHER COMMENTS:

**IV. AMENDMENTS/COMMITTEE SUBSTITUTE CHANGES**