



357892

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/22/2011	.	
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The Committee on Health Regulation (Bennett) recommended the following:

Senate Amendment (with title amendment)

Between lines 1344 and 1345
insert:

Section 36. Paragraph (a) of section (15) of section 400.506, Florida Statutes, is amended, and subsection (18) is added to that section, to read:

400.506 Licensure of nurse registries; requirements; penalties.—

(15) (a) The agency may deny, suspend, or revoke the license of a nurse registry and shall impose a fine of \$5,000 against a nurse registry that:



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- 13 1. Provides services to residents in an assisted living
14 facility for which the nurse registry does not receive fair
15 market value remuneration.
- 16 2. Provides staffing to an assisted living facility for
17 which the nurse registry does not receive fair market value
18 remuneration.
- 19 3. Fails to provide the agency, upon request, with copies
20 of all contracts with assisted living facilities which were
21 executed within the last 5 years.
- 22 4. Gives remuneration to a case manager, discharge planner,
23 facility-based staff member, or third-party vendor who is
24 involved in the discharge planning process of a facility
25 licensed under chapter 395 or this chapter and from whom the
26 nurse registry receives referrals. A nurse registry is exempt
27 from this subparagraph if it does not bill the ~~Florida Medicaid~~
28 ~~program~~ or the Medicare program or share a controlling interest
29 with any entity licensed, registered, or certified under part II
30 of chapter 408 that bills ~~the Florida Medicaid program~~ or the
31 Medicare program.
- 32 5. Gives remuneration to a physician, a member of the
33 physician's office staff, or an immediate family member of the
34 physician, and the nurse registry received a patient referral in
35 the last 12 months from that physician or the physician's office
36 staff. A nurse registry is exempt from this subparagraph if it
37 does not bill ~~the Florida Medicaid program~~ or the Medicare
38 program or share a controlling interest with any entity
39 licensed, registered, or certified under part II of chapter 408
40 that bills ~~the Florida Medicaid program~~ or the Medicare program.
- 41 (18) An administrator may manage only one nurse registry,



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42 except that an administrator may manage up to five registries if
43 all five registries have identical controlling interests as
44 defined in s. 408.803 and are located within one agency
45 geographic service area or within an immediately contiguous
46 county. An administrator shall designate, in writing, for each
47 licensed entity, a qualified alternate administrator to serve
48 during the administrator's absence.

49
50 ===== T I T L E A M E N D M E N T =====

51 And the title is amended as follows:

52 Between lines 108 and 109

53 insert:

54 amending s. 400.506, F.S.; revising the circumstances
55 in which a nurse registry is exempt from the denial,
56 suspension, or revocation of its license; authorizing
57 an administrator to manage only one nurse registry;
58 providing exceptions; requiring an administrator to
59 designate a qualified alternative administrator to
60 serve during the administrator's absence;