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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/07/2019	.	
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The Committee on Appropriations (Book) recommended the following:

**Senate Amendment (with title amendment)**

Between lines 768 and 769  
insert:

Section 28. Subsection (1) of section 429.917, Florida Statutes, is amended to read:

429.917 Patients with Alzheimer's disease or other related disorders; staff training requirements; certain disclosures.—

(1) An adult day care center licensed under this part must provide the following staff training:



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11 (a) Upon beginning employment with the facility, each  
12 employee must receive basic written information about  
13 interacting with participants who have Alzheimer's disease or  
14 dementia-related disorders.

15 (b) In addition to the information provided under paragraph  
16 (a), newly hired adult day care center personnel who are  
17 expected to, or whose responsibilities require them to, have  
18 direct contact with participants who have Alzheimer's disease or  
19 dementia-related disorders must complete initial training of at  
20 least 1 hour within the first 3 months after beginning  
21 employment. The training must include an overview of dementias  
22 and must provide instruction in basic skills for communicating  
23 with persons who have dementia.

24 (c) In addition to the requirements of paragraphs (a) and  
25 (b), an employee who will be providing direct care to a  
26 participant who has Alzheimer's disease or a dementia-related  
27 disorder must complete an additional 3 hours of training within  
28 9 months after beginning employment. This training must include,  
29 but is not limited to, the management of problem behaviors,  
30 information about promoting the participant's independence in  
31 activities of daily living, and instruction in skills for  
32 working with families and caregivers.

33 (d) For certified nursing assistants, the required 4 hours  
34 of training shall be part of the total hours of training  
35 required annually.

36 (e) For a health care practitioner as defined in s.  
37 456.001, continuing education hours taken as required by that  
38 practitioner's licensing board shall be counted toward the total  
39 of 4 hours.



40 (f) For an employee who is a licensed health care  
41 practitioner as defined in s. 456.001, training that is  
42 sanctioned by that practitioner's licensing board shall be  
43 considered to be approved by the agency ~~Department of Elderly~~  
44 ~~Affairs~~.

45 (g) The agency ~~Department of Elderly Affairs~~ or its  
46 designee must approve the 1-hour and 3-hour training provided to  
47 employees and direct caregivers under this section. The agency  
48 ~~department~~ must consider for approval training offered in a  
49 variety of formats. The agency ~~department~~ shall keep a list of  
50 current providers who are approved to provide the 1-hour and 3-  
51 hour training. The agency ~~department~~ shall adopt rules to  
52 establish standards for the employees who are subject to this  
53 training, for the trainers, and for the training required in  
54 this section.

55 (h) Upon completing any training described in this section,  
56 the employee or direct caregiver shall be issued a certificate  
57 that includes the name of the training provider, the topic  
58 covered, and the date and signature of the training provider.  
59 The certificate is evidence of completion of training in the  
60 identified topic, and the employee or direct caregiver is not  
61 required to repeat training in that topic if the employee or  
62 direct caregiver changes employment to a different adult day  
63 care center or to an assisted living facility, nursing home,  
64 home health agency, or hospice. The direct caregiver must comply  
65 with other applicable continuing education requirements.

66 (i) All employees ~~An employee who is hired on or after July~~  
67 ~~1, 2004,~~ must complete the training required by this section.

68 Section 29. Subsections (5), (6), and (12) of section



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69 429.918, Florida Statutes, are amended to read

70 429.918 Licensure designation as a specialized Alzheimer's  
71 services adult day care center.—

72 (5) (a) The operator of an adult day care center having a  
73 license designated under this section, and the operator's  
74 designee, as applicable, ~~hired on or after July 1, 2012,~~ shall:

75 1. Have at least a bachelor's degree in health care  
76 services, social services, or a related field, 1 year of staff  
77 supervisory experience in a social services or health care  
78 services setting, and a minimum of 1 year of experience in  
79 providing services to persons who have dementia;

80 2. Be a registered or practical nurse licensed in this  
81 state, have 1 year of staff supervisory experience in a social  
82 services or health care services setting, and have a minimum of  
83 1 year of experience in providing services to persons who have  
84 dementia; or

85 3. Have 5 years of staff supervisory experience in a social  
86 services or health care services setting and a minimum of 3  
87 years of experience in providing services to persons who have  
88 dementia.

89 (b) The owner must sign an affidavit under penalty of  
90 perjury stating that he or she has verified that the operator,  
91 and the operator's designee, if any, have completed the  
92 education and experience requirements of this subsection.

93 (6) (a) An adult day care center having a license designated  
94 under this section must provide the following staff training and  
95 supervision:

96 1. A registered nurse or licensed practical nurse must be  
97 on site daily for at least 75 percent of the time that the



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98 center is open to ADRD participants. Each licensed practical  
99 nurse who works at the center must be supervised in accordance  
100 with chapter 464.

101 2. Upon beginning employment with the center, each employee  
102 must receive and review basic written information about  
103 interacting with ADRD participants.

104 3. In addition to the information provided in subparagraph  
105 2., every employee ~~hired on or after July 1, 2012,~~ who has  
106 direct contact with ADRD participants shall complete 4 hours of  
107 dementia-specific training within 3 months after employment.

108 4. In addition to the requirements of subparagraphs 2. and  
109 3., each employee ~~hired on or after July 1, 2012,~~ who provides  
110 direct care to ADRD participants shall complete an additional 4  
111 hours of dementia-specific training within 6 months after  
112 employment.

113 (b) The agency ~~Department of Elderly Affairs~~ or its  
114 designee shall approve the training required under this section.  
115 The agency ~~department~~ shall adopt rules to establish standards  
116 for employees who are subject to this training, for trainers,  
117 and for the training required in this section.

118 (c) Upon completing any training described in this section,  
119 the employee shall be issued a certificate that includes the  
120 name of the training provider, the topics covered, and the date  
121 and signature of the training provider. The certificate is  
122 evidence of completion of training in the identified topics, and  
123 the employee is not required to repeat training in those topics  
124 if the employee changes employment to a different adult day care  
125 center.

126 (d) Each employee ~~hired on or after July 1, 2012,~~ who



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127 provides direct care to ADRD participants, must receive and  
128 review an orientation plan that includes, at a minimum:

129 1. Procedures to locate an ADRD participant who has  
130 wandered from the center. These procedures shall be reviewed  
131 regularly with all direct care staff.

132 2. Information on the Silver Alert program in this state.

133 3. Information regarding available products or programs  
134 used to identify ADRD participants or prevent them from  
135 wandering away from the center, their home, or other locations.

136 (12) The agency ~~Department of Elderly Affairs~~ may adopt  
137 rules to administer this section.

138

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

140 And the title is amended as follows:

141 Delete line 17

142 and insert:

143 429.67, 429.71, 429.73, 429.75, 429.81, 429.917,  
144 429.918, 429.929, and