

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u>    </u>	(Y/N)
ADOPTED AS AMENDED	<u>    </u>	(Y/N)
ADOPTED W/O OBJECTION	<u>    </u>	(Y/N)
FAILED TO ADOPT	<u>    </u>	(Y/N)
WITHDRAWN	<u>    </u>	(Y/N)
OTHER	<u>      </u>	

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1 Committee/Subcommittee hearing bill: Finance & Facilities  
2 Subcommittee

3 Representative Garrison offered the following:

**Amendment (with title amendment)**

6 Remove lines 24-49 and insert:

7 (w) Be allowed to employ personal care attendants as  
8 defined in s.400.211(2)(d), if such personal care attendants are  
9 participating in the personal care attendant training program  
10 developed by the agency, in accordance with 42 CFR ss. 483.151  
11 through 483.154, in consultation with the Board of Nursing.

12 1. The personal care attendant program must consist of a  
13 minimum of 16 hours of education and must include all the topics  
14 and lessons specified in the program curriculum.

15 2. The program curriculum must include, but need not be  
16 limited to, training in all the following content areas:

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17 a. Residents' rights.

18 b. Confidentiality of residents' personal information and  
19 medical records.

20 c. Control of contagious and infectious diseases.

21 d. Emergency response measures.

22 e. Assistance with activities of daily living.

23 f. Measuring vital signs.

24 g. Skin care and pressure sores prevention.

25 h. Portable oxygen use and safety.

26 i. Nutrition and hydration.

27 j. Dementia care

28 3. A personal care attendant must complete the 16 hours of  
29 education prior to having any direct contact with a resident.

30 4. A personal care attendant shall not perform any task  
31 that requires assessment, interpretation, or clinical judgement.

32 5. An individual employed as a personal care attendant  
33 under s. 400.211(2)(d) shall work exclusively for one nursing  
34 facility prior to becoming a certified nursing assistant.

35  
36 The agency may adopt rules to implement this paragraph. If the  
37 state of emergency declared by Executive Order 20-52 is  
38 terminated prior to the agency adopting rules, the agency shall  
39 authorize the continuation of the personal care attendant  
40 program until the agency adopts rules to implement this  
41 paragraph.

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42 Section 2. Subsection (2) of section 400.211, Florida  
43 Statutes, is amended to read:

44 400.211 Persons employed as nursing assistants;  
45 certification requirement.—

46 (2) The following categories of persons who are not  
47 certified as nursing assistants under part II of chapter 464 may  
48 be employed by a nursing facility for a single consecutive  
49 period of 4 months:  
50  
51

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53 **T I T L E A M E N D M E N T**

54 Remove line 9 and insert:  
55 program; prohibiting a personal care attendant from having  
56 direct contact with a resident prior to completing the required  
57 education; prohibiting a personal care attendant from performing  
58 certain tasks; prohibiting an individual from being employed as  
59 a personal care attendant for more than one 4 month period;  
60 prohibiting a personal care attendant from working for more than  
61 one nursing facility; authorizing the agency for health care  
62 administration to adopt rules to implement the personal care  
63 attendant program; requiring the agency for health care  
64 administration to authorize the continuation of the personal  
65 care attendant program if the state of emergency is terminated

COMMITTEE/SUBCOMMITTEE AMENDMENT

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66 | prior to the agency adopting rules; amending s. 400.211, F.S.;

67 | authorizing