

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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 WITHDRAWN (Y/N)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

1 Committee/Subcommittee hearing bill: Health & Human Services
 2 Committee

3 Representative O'Toole offered the following:

4
 5 **Amendment**

6 Remove lines 25-78 and insert:

7 (a) The residential use area of the retirement community
 8 is deed-restricted as housing for older persons as defined in s.
 9 760.29(4) (b) .

10 (b) The retirement community is located in a county that
 11 has 25 percent or more of its population age 65 and older.

12 (c) The retirement community is located in a county that
 13 has a rate of no more than 16.1 beds per thousand persons age 65
 14 years or older. The rate shall be determined by using the
 15 current number of licensed and approved community nursing home
 16 beds in the county per the agency's most recent published
 17 inventory.

18 (d) The retirement community has a population of at least
 19 8,000 residents within the county, based on a population data
 20 source accepted by the agency.

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21 (e) The number of proposed community nursing home beds
22 sought in a request for application of this exemption shall not
23 exceed the projected bed need after applying the rate of 16.1
24 per 1,000 persons aged 65 years and older projected for the
25 county three years into the future using the estimates adopted
26 by the agency, after subtracting the inventory of licensed and
27 approved community nursing home beds in the county per the
28 agency's most recent published inventory.

29 (f) No more than 120 community nursing home beds shall be
30 approved for a qualified retirement community under each request
31 for application of this exemption. Subsequent requests shall not
32 occur under this process until all previously approved
33 applicants have commenced construction.

34 (g) The total number of community nursing home beds
35 eligible for this exemption in any single deed-restricted
36 community pursuant to this paragraph shall not exceed 240.

37 (h) All nursing home facilities approved under this
38 paragraph shall be dually certified for participation in the
39 Medicare and Medicaid Programs.

40 (i) All nursing home facilities approved under this
41 paragraph shall be no closer than one mile from any existing
42 approved and licensed community nursing home, measured over
43 publicly owned roadways.

44 (2) A retirement community that qualifies for the
45 exemption provided in this section shall submit a written
46 request for an exemption in accordance with the applicable
47 rules. In the request, the retirement community shall provide

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Bill No. CS/HB 1159 (2013)

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48 | evidence that all criteria set forth in subsection (1) are

49 | satisfied.

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