

## Recommendation from LeadingAge Florida

Amend chapter 429, F.S. to authorize the use of a floating license with the following language:

### 429.02 Definitions-

(12 ) “Floating license” means a flexible license that allows a continuing care facility licensed under chapter 651 or a retirement community with multiple levels of care to provide assisted living to up to 25 percent of residents residing in apartments or other residential units designated for independent living. Since the goal of this license is to allow residents who need personal or nursing services but who do not require a secure environment to age in place, the specific location of the residential units designated and used for assisted living is not predetermined and instead will occur naturally as the needs of residents change.

### 429.07 License required; fee.—

(4) A continuing care facility certified under chapter 651 or a retirement community with a nursing home licensed under part II of Chapter 400 or an assisted living facility licensed under this part may request a standard or limited nursing floating license for up to 25 percent of its apartments, single-family homes, duplexes, quad-duplexes, or other residential units designated for independent living to allow residents to age in place. If the applicant has a licensed facility pursuant to this part on the same campus, the number of beds requested may be added to that license. Staffing requirements established in rule shall apply only to residents of units designated for independent living who have entered into a contract for assisted living services. Since the location of licensed beds will change from time to time based on the needs of residents, a facility that uses this option must retain a log listing the names of residents who have contracted for and are receiving assisted living services, the unit numbers in which service recipients reside, the date the contract for services started, the date that services ended, and documentation to demonstrate that minimum staffing standards are met. The log must be available to surveyors upon request.

Contracts for such residents must be retained for five years. All other records must be retained for at least two years from the date of termination of assisted living services.

(5)(4) In accordance with s. 408.805, an applicant or licensee shall pay a fee for each license application submitted under this part, part II of chapter 408, and applicable rules. The amount of the fee shall be established by rule.