

# Intergenerational Respite Care Assisted Living Facility Pilot Program

This Act creates a pilot program to offer respite care for children and adults with disabilities and elderly adults with special needs who are currently cared for in their homes.

Submitted as:

Florida

HB1559 (enrolled version)

Status: Enacted into law in 2005.

## Suggested State Legislation

(Title, enacting clause, etc.)

1           Section 1. [*Short Title.*] This Act may be cited as “An Act Creating An Intergenerational  
2 Respite Care Assisted Living Facility Pilot Program.”

3  
4           Section 2. [*Legislative Provisions.*]

5           (1) It is the intent of the [Legislature] to establish a pilot program to:

6                   (a) Facilitate the receipt of in-home, family-based care by minors and adults with  
7 disabilities and elderly persons with special needs through respite care for up to [14 days].

8                   (b) Prevent caregiver “burnout,” in which the caregiver's health declines and he or  
9 she is unable to continue to provide care so that the only option for the person with disabilities or  
10 special needs is to receive institutional care.

11                   (c) Foster the development of intergenerational respite care assisted living  
12 facilities to temporarily care for minors and adults with disabilities and elderly persons with  
13 special needs in the same facility and to give caregivers the time they need for rejuvenation and  
14 healing.

15           (2) The [agency for health care administration] shall establish a [5-year] pilot program,  
16 which shall license an intergenerational respite care assisted living facility that will provide  
17 temporary personal, respite, and custodial care to minors and adults with disabilities and elderly  
18 persons with special needs who do not require 24-hour nursing services. The intergenerational  
19 respite care assisted living facility must:

20                   (a) Meet all applicable requirements and standards contained in [insert citation],  
21 except that, for purposes of this section, the term "resident" means a person of any age  
22 temporarily residing in and receiving care from the facility.

23                   (b) Provide respite care services for minors and adults with disabilities and elderly  
24 persons with special needs for a period of at least [24 hours] but not for more than [14  
25 consecutive days].

26                   (c) Provide a facility or facilities in which minors and adults reside in distinct and  
27 separate living units.

28                   (d) Provide a facility that has a maximum of [48 beds], is located in [insert  
29 location], and is operated by a not-for-profit entity.

30           (3) The [agency] may establish policies necessary to achieve the objectives specific to the  
31 pilot program and may adopt rules necessary to implement the program.

32 (4) After [4 years], the [agency] shall present its report on the effectiveness of the pilot  
33 program to the [President of the Senate and the Speaker of the House of Representatives] and its  
34 recommendation as to whether the [Legislature] should make the program permanent.

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36 Section 3. [*Severability.*] [Insert severability clause.]

37

38 Section 4. [*Repealer.*] [Insert repealer clause.]

39

40 Section 5. [*Effective Date.*] [Insert effective date.]