

Department of Elder Affairs
2012-2013 Annual Regulatory Plan

Rule Number	Rule Title	Rulemaking Action	Description of Current Rule	Description of Changes to be Made in Rulemaking	Reason for Rulemaking	Economic Impact	Highly Technical or Complicated
58A-1.010	Program Forms	Rule Repeal	Describes the forms incorporated by reference to be used with the programs described in the rule chapter.	The form, 701D, listed in subsection (2) will be repealed as unnecessary after current rulemaking is concluded that involves amendment of forms 701A, 701B, and 701C in subsection (1).	Update Incorporated Material	None	No
58A-2.003	License Requirements	Rule Amendment	Outlines the requirements for licensure of hospices	Due to changes in legislation, parts of this rule are now duplicative of licensure requirements set forth in Chp. 408, F.S. and Rule Chp. 59A-35, F.A.C.	Update Rule	None	No
58A-2.004	Licensure Procedure	Rule Amendment	Outlines specific procedures required for licensure of hospices.	Due to changes in legislation, parts of this rule are now duplicative of licensure requirements set forth in Chp. 408, F.S. and Rule Chp. 59A-35, F.A.C.	Update Rule	None	No
58A-2.005	Administration of the Hospice	Rule Amendment	Describes the requirements for operation of a hospice including details on the governing body composition and duties, responsibilities of the administrator, policies, and outcome measures.	Update outcome measures and reporting requirements.	Update Rule	None	No
58A-2.012	Program Reporting Requirements	Rule Amendment	Describes reports that are required and where to file them.	Much of this rule is duplicative of statutory language and existing rule language.	Update Rule	None	No
58A-2.025	Physical Plant Requirements (Inpatient Facility and Unit)	Rule Repeal	Refers to s. 400.6051, F.S., which outlines building construction standards.	This rule is duplicative of the statute.	Update Rule	None	No
58A-6.002	Definitions	Rule Amendment	Defines terms used in rules.	Revise definition of "major incident" as it is unnecessarily burdensome, update medication administration definition	Update Rule	None	No

Department of Elder Affairs
2012-2013 Annual Regulatory Plan

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58A-6.003	Licensure Application Procedures	Rule Amendment	Outlines specific procedures required for licensure of adult day care centers.	Due to changes in legislation, parts of this rule are now duplicative of licensure requirements set forth in Chp. 408, F.S. and Rule Chp. 59A-35, F.A.C.	Update Rule	None	No
58A-6.006	Governing Authority, Administration and Staffing	Rule Amendment	Describes the requirements for operation of a hospice including details on the governing body composition and duties, responsibilities of the administrator, policies, and staffing requirements. measures.	Revise the staffing qualifications and duties as descriptions are duplicative and not necessary.	Update Rule	None	No
58A-6.007	Participant Care Standards	Rule Amendment	Describes minimum care standards and policies applicable to day care participants.	Revise notice requirements for change of rate or services.	Update Rule	None	No
58A-6.009	Basic Services	Rule Amendment	Describes the services that must be provided to participants by licensed day care centers.	Revise rule for needed clarity, update food and nutrition requirements.	Update Rule	None	No
58A-6.010	Optional Supportive Services Participant and Program Data, Emergency Management Plan	Rule Amendment	Describes additional services that may be provided to participants who pay for the optional service.	Revise rule title to eliminate confusion with Medicaid Optional Services, revise structure of rule for needed clarity, update food and nutrition requirements, delete duplicative reference to ADHC Medicaid waiver.	Update Rule	None	No
58A-6.011		Rule Amendment	Describes facility and participant records that must be maintained.	Revise references to records of major incidents.	Update Rule	None	No
58A-6.012	Fiscal Standards	Rule Amendment	Describes handling of participant funds by the facility and requirements for liability insurance.	Revise to avoid duplication due to changes in Chp. 408, F.S., and Rule 59A-35, F.A.C.	Update Rule	None	No

Department of Elder Affairs
2012-2013 Annual Regulatory Plan

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58A-6.013	Physical Plant, Sanitary Conditions, Housekeeping Standards and Maintenance	Rule Amendment	Describes physical requirements for the building housing the day care center, describes how medication should be stored, labeled, and administered.	Remove references to medication and create a new rule for administration of medication for clarity.	Update Rule	None	No
58A-6.0135	Administration of Medication	New Rule	To describe how medication should be stored, labeled and administered.	Draft new rule for clarification, move existing requirements from Rule 58A-6.013 regarding medication.	Other (Provide a detailed explanation)	None	No
58A-6.015	Adult Day Care Center Employee Training Requirements	Rule Amendment	Describes required staff training for serving participants with Alzheimer's Disease and Related Disorders	Revise rule to include new training requirements for Alzheimer's Disease and Related Disorders from enactment of Chp. 2012-43, LoF, eff. Date 7/1/12.	Statutory Mandate (federal or state) (Include effective date)	None	No
58A-6.016	Adult Day Care Center Training Provider and Curriculum Approval.	Rule Amendment	Describes required training provider and curriculum approval for training involving Alzheimer's Disease and Related Disorders	Revise rule to include new training requirements for Alzheimer's Disease and Related Disorders from enactment of Chp. 2012-43, LoF, eff. Date 7/1/12.	Statutory Mandate (federal or state) (Include effective date)	None	No
58A-14.002	Definitions	Rule Amendment	Defines terms used in rules.	Update definitions relating to Ombudsman councils, nurses, and moratorium.	Update Rule	None	No
58A-14.003	License Application, Renewal and Conditional Licenses	Rule Amendment	Outlines procedures and references for license application, renewal, and denial; and, incorporated application.	Due to changes in legislation, parts of this rule are now duplicative of licensure requirements set forth in Chp. 408, F.S. and Rule Chp. 59A-35, F.A.C.	Update Rule	None	No
58A-14.004	License Requirements	Rule Amendment	Outlines the requirements for licensure of Adult Family Care Homes	Due to changes in legislation, parts of this rule are now duplicative of licensure requirements set forth in Chp. 408, F.S. and Rule Chp. 59A-35, F.A.C.	Update Rule	None	No

Department of Elder Affairs
2012-2013 Annual Regulatory Plan

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58A-14.007	Standards and Practices for Care and Services	Rule Amendment	Describes services that may be provided under the license and care standards that must be met.	Update food and nutrition requirements.	Update Rule	None	No
58A-14.008	Staff Qualifications, Responsibilities and Training	Rule Amendment	Describes minimum staffing requirements, staff qualifications, and training.	Due to changes in legislation, parts of this rule are now duplicative of licensure requirements set forth in Chp. 408, F.S. and Rule Chp. 59A-35, F.A.C.	Update Rule	None	No
58M-2.001	Professional Guardian Registration	Rule Amendment	Establishes procedures for registration as a professional guardian and incorporates by reference the registration forms.	Amend rule to update registration forms, add clarifying language regarding the registration period.	Update Rule	None	No
58M-2.003	Professional Guarding Coursework and Competency Examination	Rule Amendment	Outlines requirements for professional guardian training including passage of a competency examination, and describes continuing education requirements.	Amend to require passage of an end-of-course exam, add contact information for competency examination, add website information for continuing education.	Update Rule	None	No
58M-2.004	Traning Provider Requirements	New Rule	Will describe the requirements to provide instruction and training on guardianship curriculum.	Add professiona guardian instructor or training provider minimum qualifications and experience.	Other (Provide a detailed explanation)	None	No