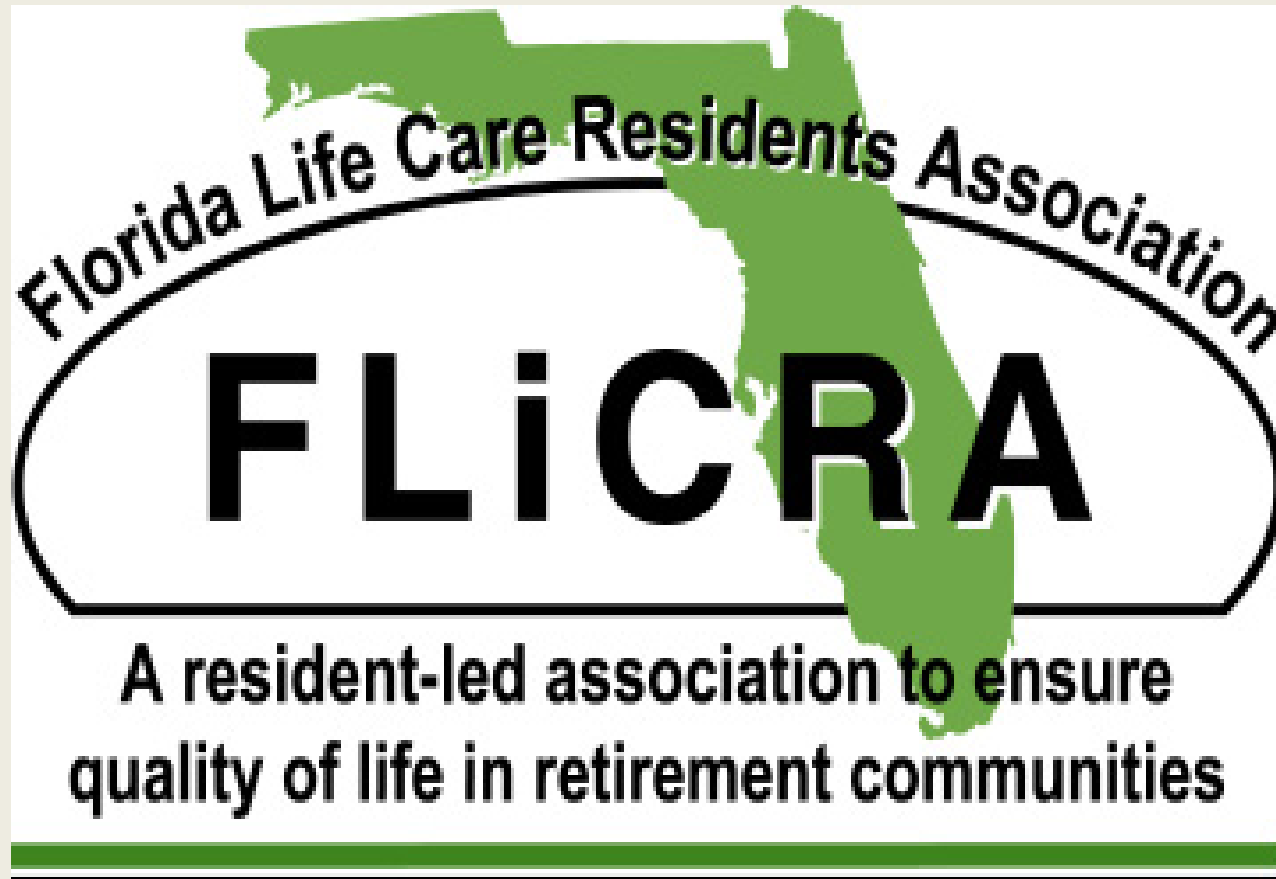


2018 Annual Conference





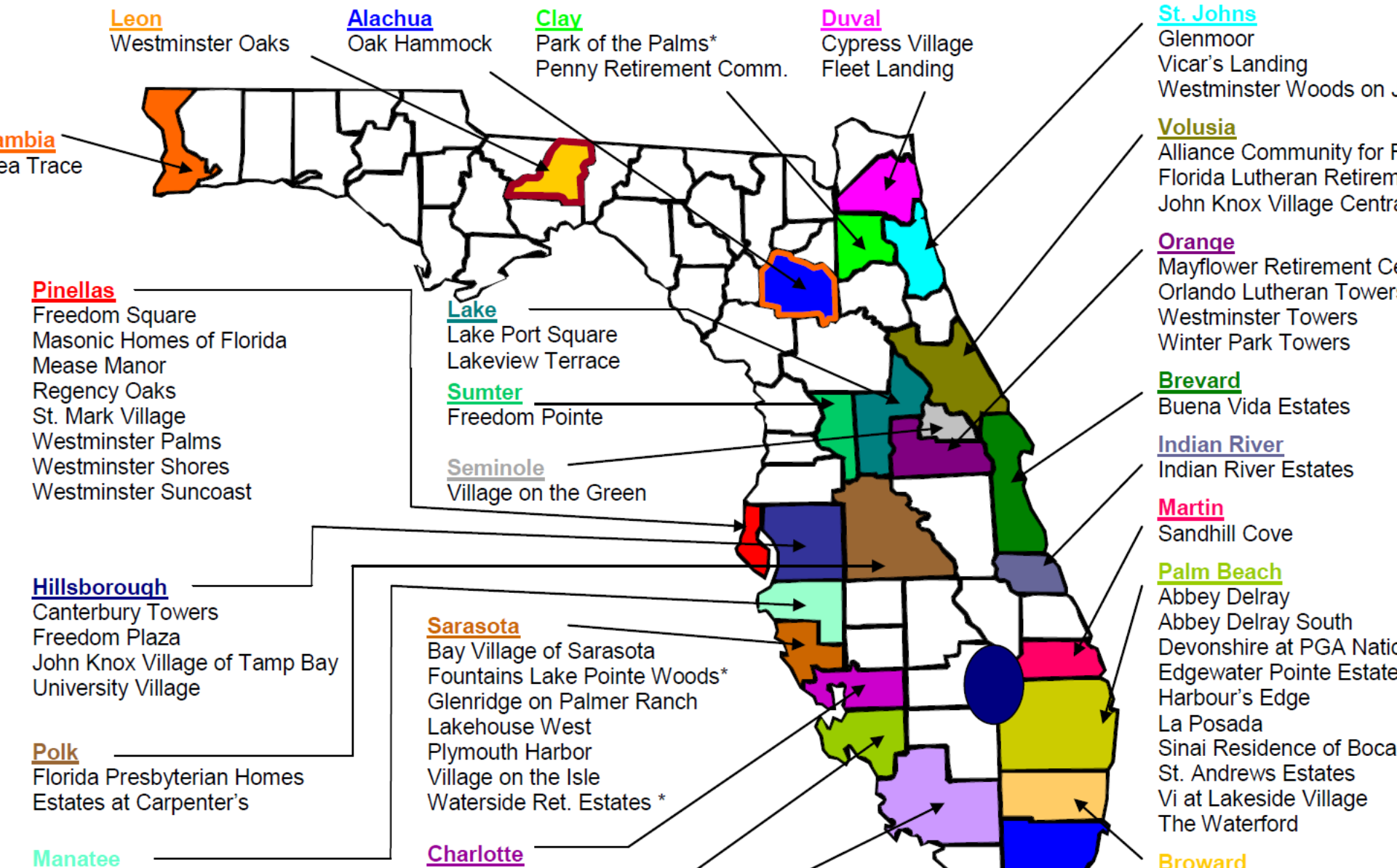
Resident Involvement in the Legislative Process

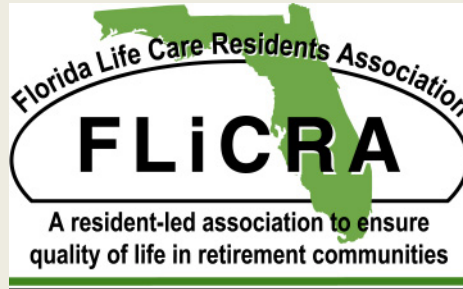
*If you don't have a seat at the table,
you are on the menu*

Click on county or facility name for contact information.

Click on county or facility name for contact information.

CCRC FACILITY LOCATION





- Oldest and largest CCRC resident led association in the United States
- Nearly 14,000 members
- Members in 58 continuing care retirement communities
- 12 member state board of directors, 8 of which are regional in nature
- FLiCRA has a mandated seat for a resident on the Governors Panel on Excellence in Long Term Care. All 3 residents seats on the Governors Continuing Care Advisory Council are filled by FLiCRA members.
- Operational and legislative staff

Who Are The Main Players FLiCRA Interacts with?

- Other Associations
- Corporate Interests
- Regulators
- Legislators
- Executive Branch



- Established in 1954, Florida Health Care Association (FHCA) is Florida's first and largest advocacy organization for long term care providers and the elderly they serve
- Represents mostly for profit free standing nursing homes
- A number of CCRC nursing homes belong to FHCA
- Annual operating budget \$6 million
- Team of 20-25 lobbyists when you add in lobbyists retained by members as well
- Nearly a \$1 million dollars a year spent on lobbying



- Established in 1963 as a Florida not-for-profit corporation. LeadingAge Florida is committed to assisting members in achieving excellence as providers, businesses, and employers. To accomplish this goal, the Association provides up-to-date regulatory information, a wide variety of educational opportunities, representation before the legislature and government agencies, group purchasing services, and opportunities for networking with peers.
- LeadingAge itself has 5 lobbyists (in house and contract)
- Members of LeadingAge also have their own corporate lobbyists (which adds about 7-10 more a year)
- Annual Operating Budget \$2 million



- The Florida Assisted Living Association is the oldest Assisted Living Association in the state. We have been providing advocacy, education, regulatory support for our members for over 25 years.

FALA was founded when three regional associations, Suncoast Adult Care Association (St. Petersburg/Clearwater), Florida Residential Care Association (Orlando), The Adult Care Association of Florida (Broward County) and many independent facility owners statewide, decided to join forces to create one “voice” for Adult Congregate Living Facilities (ACLFs) in Florida.

- A number of FL CCRC ALFs belong
- Annual Operating Budget \$1 million



FLORIDA ARGENTUM

EXPANDING SENIOR LIVING

- The Florida Senior Living Association represents companies that operate professionally managed senior living communities offering independent, assisted living, and memory care services. FSLA represents professionally-managed providers who care for more than 17 residents in one location.
- We are the advocate for professionally managed senior living communities that provide choice, dignity, independence and quality of life for Florida seniors.
- Florida is a state affiliate of national and revenues flow from D.C.
- A number of FL CCRC ALF's belong
- Annual operating budget for National with pass down to FL \$750,000.00



- The Agency for Health Care Administration is responsible for the administration of the Florida Medicaid program, licensure and regulation of Florida's health facilities and for providing information to Floridians about the quality of care they receive.
- ACHA regulates skilled nursing, assisted living, home health, hospice, etc. including those offered on or through a CCRC campus.



FLORIDA OFFICE OF
INSURANCE REGULATION

- The *Office* serves Floridians through its responsibilities for *regulation*, compliance and enforcement of statutes related to the business of *insurance*. The *Office* is also entrusted with the duty of carefully monitoring statewide industry markets.
- Specialty Insurers unit oversees CCRCs under Florida Statutes 651
- Includes Governors Continuing Care Advisory Council



FLORIDA LEGISLATURE



The Environment

- 40 State Senators – Senate Remains Republican – still a couple of close races – at least 23 Republican seats
- 120 State Representatives – House Remains Republican
- IN a normal year, over 3,000 registered lobbyists in Tallahassee
- With term limits, legislative staff can have more influence.

Election Outcomes

- Republicans maintain control of executive and legislative branch.
- Regardless of your politics, for FLiCRA this is likely positive, as the least disruption amongst the executive branch and legislative branch fosters a quicker path to get CCRC reform passed
- CFO Cabinet Member Patronis re-elected – this is positive as it relates to already established relationships with legislative staff at the Office of Insurance Regulation and Department of Financial Services

Greater Protection for Residents

2015 Changes in CCRC Law

- Florida Statutes 651.081 - If a licensed facility files for Chapter 11 Bankruptcy, the facility shall include in its filing of the 20 largest creditors, the name of a Designated Resident, appointed by the Residents' Council, to represent residents' on Creditors' Committee.

At the time, no one knew how soon these new provisions would be needed, or how valuable they would prove . . . This benefited residents at University Village in a big way.

Florida Statutes 651 Reform

- Since 1990, only five legislative sessions that some CCRC reform to the law HAS not occurred.
- A few non reform years were by design.
- 2016, 2017 and 2018 did not go as planned.
- 2018 – Close but no Cigar.

2018 Legislative Session

- CCRC Bill sponsored by **Senator Tom Lee & Representatives James Grant & Sean Shaw**
- FLiCRA and LeadingAge Florida Focus on:
 - **Closing Loopholes**
 - **Early Warning System/Triggers**
 - **More Transparency**
 - **Greater Resident Protections**

Most comprehensive CCRC reform bill since early 1990's

Senate Bill Passed Three Committees, House Bill Passed Two Committees – Bills Died Before Getting to the Floor – There were NO NO Votes against either bill

2018 Saw the Least Amount of Legislative Bills Passed in over 15 Years

Summer 2018

- FLiCRA's outside contract legislative advocate of twenty years retired earlier this spring
- FLiCRA's board approved hiring a new contract lobbyist – William Stander to support Eric Thorn and Bennett Napier. William has 25 years experience working with OIR and the Legislature primarily working on insurance issues.
- In June, FLiCRA, LeadingAge Florida, LifeSpace, Brookdale, VI Corporation, Erickson met on the next version of a CCRC Reform bill
- Goal is to use Senate Bill 438 as the basis for a 2019 bill. File by early December and secure bill sponsors. Session starts in March 2019

Next Steps

- **Senator Lee and Passidomo will be Senate Sponsors**
- House Sponsor being Finalized by Incoming House Speaker Oliva
- Meeting with Office of Insurance Regulation took place on October 4th
- Meeting with House and Senate Committee staff was held on October 19th.
- New Legislature Sworn in November 20th
- Committees Meet December, January, February, Regular Session Starts 1st Tuesday in March

Likely House Committee References for 2019

- Children, Families and Seniors Subcommittee under the Health and Human Services Committee (Chair Rep. Ray Rodrigues)
- Insurance and Banking Subcommittee under the Commerce Committee (Chair Rep. Mike LaRosa)
- Ways and Means Committee (Rep. Halsey Beshears)

Amendment Outcomes – only one did not pass

AMENDMENT 1: REJECTED

INCREASED HOMESTEAD PROPERTY TAX EXEMPTION

Yes for Approval

58.09%

No for Rejection

41.91%

AMENDMENT 5: PASSED

SUPERMAJORITY VOTE REQUIRED TO IMPOSE, AUTHORIZE, OR RAISE STATE TAXES OR FEES

Yes for Approval

65.76%

No for Rejection

34.24%

Amendment Outcomes – only one did not pass

AMENDMENT 10: PASSED

STATE AND LOCAL GOVERNMENT STRUCTURE AND OPERATION

Yes for Approval

63.2%

No for Rejection

36.9%

Freedom of Association

- FLiCRA doesn't exist without you.
- Legislators listen to you. YOU VOTE.
- You represent not only yourself, you are giving **voice** to those who may not be able to act on their own behalf.
- You are the USERS of continuing care.

Resources

- FLiCRA Promotional Video
- Sign up for legislative alerts by submitting your email at www.flicra.com
- Meeting alerts and PDF versions of *Resident Connection* are on the website along with other resources www.flicra.com