



***FLiCRA Position Statement on
Senate Bill 74 and House PCB HHS 21-01
February 12, 2021***

The Florida Life Care Residents Association (FLiCRA), which consists of nearly 14,000 senior citizen residents living in Florida's licensed continuing care retirement communities takes the impact of COVID-19 on residents living in Florida's long term care facilities and communities very seriously. There is no question the ongoing pandemic has registered a tremendous toll on residents, their families, and the staff that deliver long term care services.

In May 2020, FLiCRA went on record that it wanted to ensure that blanket immunity from COVID-19 claims would not be granted to long term care providers by Florida's legislature.

To that end, FLiCRA supports Senate Bill 74 and House PCB HHS 21-01 which would extend certain limited liability protections to those health care providers who can fully demonstrate that they acted in good faith and did everything in their power to comply with federal, state, or local laws, regulations or ordinances.

The constructs of Senate Bill 74 and House PCB HHS 21-01 would ensure that legitimate claims where gross negligence or intentional misconduct occurred can be filed which in turn allow residents and their representatives appropriate recourse.

FLiCRA's full support of Senate Bill 74 and PCB HHS 21-01 is contingent upon ongoing committee deliberations whereby the Senate and House appropriately define the standards related to "access to supplies, materials, equipment or personnel" and "reasonable cost of required supplies, materials, equipment". Closing this loophole is necessary to prevent any bad actors from getting a free pass of immunity from legitimate COVID-19 claims that occurred with a licensed long term care provider.

About FLiCRA: The Florida Life Care Residents Association established in 1989 is the oldest and largest resident led association of continuing care retirement community residents in the United States. FLiCRA consists of nearly 14,000 senior citizens, that reside in Florida's continuing care retirement communities licensed under Florida Statutes 651. Given the "continuum" of care in a CCRC, many FLiCRA members also reside in the assisted living and/or skilled nursing portions of their respective CCRC.