

MEMORANDUM

Agenda Item No. 7(G)(2)(A)

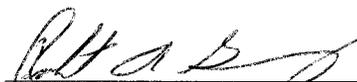
TO: Honorable Chairperson Barbara Carey-Shuler, Ed.D.
and Members, Board of County Commissioners

DATE: December 4, 2003

FROM: Robert A. Ginsburg
County Attorney

SUBJECT: Resolution relating to a task
force regarding prevention of
elder abuse and/or neglect
within assisted living facilities

The accompanying resolution was prepared and placed on the agenda at the request of Commissioner Rebeca Sosa.



Robert A. Ginsburg
County Attorney

RAG/bw



MEMORANDUM

(Revised)

TO: Hon. Chairperson Barbara Carey-Shuler, Ed.D. and Members, Board of County Commissioners **DATE:** December 4, 2003

FROM: 
Robert A. Ginsburg
County Attorney

SUBJECT: Agenda Item No. 7(G)(2)(A)

Please note any items checked.

- "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Bid waiver requiring County Manager's written recommendation
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- Housekeeping item (no policy decision required)
- No committee review

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 7(G)(2)(A)
12-4-03

RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE COUNTY MANAGER THROUGH THE MIAMI-DADE HOUSING AGENCY TO FORM A TASK FORCE TO STUDY AND MAKE RECOMMENDATIONS ON THE DETECTION AND PREVENTION OF ELDER ABUSE AND OR NEGLECT WITHIN ASSISTED LIVING FACILITIES

WHEREAS, Miami-Dade County has an estimated population of 2,289,683 and more than 500 Assisted Living Facilities (ALF); and

WHEREAS, thirteen percent (13 %) of the population of Miami-Dade County is comprised of persons 65 years or older; and

WHEREAS, the Agency for Health Care Administration currently conducts inspections of the ALFs located within Miami-Dade County; and

WHEREAS due to the limited number of inspectors assigned to perform these duties and the number of ALFs to be inspected, inspections are only conducted of each facility approximately every 18 months; and

WHEREAS, ALFs are subject to various annual site inspections by a variety of Miami-Dade County agencies for fire, health and environmental safety; and

WHEREAS, there is a need to increase the number of inspections of ALFs to identify potential abusive situations, cases of neglect and instances of exploitation of the elderly; and

WHEREAS, by broadening the scope of the annual inspections that are conducted by various agencies, the well being of residents of ALFs could undergo more frequent observations

and thereby assist in identifying potential abusive situations, cases of neglect and instances of exploitation of the elderly; and

WHEREAS, a variety of agencies on the state and local level participate in inspections of ALFs; and

WHEREAS, Miami-Dade County desires to develop a more comprehensive approach to identify potential abusive situations, cases of neglect and instances of exploitation of the elderly,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that:

Section 1. This Board directs the County Manager, through the Miami-Dade Housing Agency, to form a task force, to include appropriate state and local representatives, to study and make recommendations on the detection and prevention of elder abuse and/or neglect in Assisted Living Facilities within Miami-Dade including but not limited to:

- The efficacy of broadening the scope of routine Miami-Dade County inspections and the role of county inspectors to include the observance of elder abuse;
- The efficacy of forming interdisciplinary teams with other Miami-Dade County departments and the Agency for Health Care Administration and the Local Ombudsman Council, funded through the Florida Department of Elder Affairs and developing a mechanism to train and use Miami-Dade County inspectors to identify potential abusive situations, cases of neglect and instances of exploitation of the elderly; and
- The efficacy of developing and implementing a program to utilize interdisciplinary teams that would involve community level activities to promote available services to the elderly and their caregiver(s).

Section 2. The County Manager, through Miami-Dade Housing Agency, shall prepare said recommendations in writing for presentation to the appropriate Committee of the Board of County Commissioners.

The foregoing resolution was sponsored by Commissioner Rebeca Sosa and offered by
Commissioner _____, who moved its adoption. The motion was seconded by
Commissioner _____ and upon being put to a vote, the vote was as follows:

Dr. Barbara Carey-Shuler, Chairperson	
Katy Sorenson, Vice-Chairperson	
Bruno A. Barreiro	Jose "Pepe" Diaz
Betty T. Ferguson	Sally A. Heyman
Joe A. Martinez	Jimmy L. Morales
Dennis C. Moss	Dorin D. Rolle
Natacha Seijas	Rebeca Sosa
Sen. Javier D. Souto	

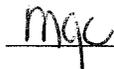
The Chairperson thereupon declared the resolution duly passed and adopted this 4th day of December, 2003. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.



Marcia G. Cooke

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