

STATE OF FLORIDA
AGENCY FOR HEALTH CARE ADMINISTRATION

FILED
AHCA
AGENCY CLERK

STATE OF FLORIDA, AGENCY FOR
HEALTH CARE ADMINISTRATION,

2013 JUL 16 A 8:50

Petitioner,

v.

AHCA NO. 2009008107

QUALITY HOME HEALTH AGENCY, INC.,

Respondent.

FINAL ORDER

Having reviewed the Administrative Complaint in the above-style matter, the Order Closing file entered by Claude B. Arrington for the Division of Administrative Hearings entered on April 13, 2010, and the Order on Motion to Dismiss Petition for Formal Hearing and for Entry of Final Order entered by the Agency Clerk from the Agency for Health Care Administration dated May 20, 2013, and all other matters of record, the Agency for Health Care Administration (hereinafter "the Agency"), finds and concludes as follows:

1. The Agency sought a \$2,000.00 fine against the Respondent based upon two unclassified deficiencies. The Agency charged that Respondent failed to: (a) comply with the home health agency requirements that at least one qualifying service is provided to patients as a direct service in violation of Sections 400.474(2)(e), 400.462(9), Florida Statutes, and/or Rules 59A-8.008(4), and 59A-8.002(31), Florida Administrative Code; (b) accurately chart patients' progress by charting ahead and documenting services not provided at the time indicated in violation of Section 400.474(2), Florida Statutes. (Ex. 1)

2. On October 20, 2009, the above-styled matter was referred for a formal hearing to the Division of Administrative Hearings. On April 12, 2010, the Respondent filed an Agreed Motion to Remand the case to the Agency. On April 13, 2010, the Division of Administrative Hearings enter an Order Closing the File. On May 8, 2013, the Agency filed a Motion to Dismiss Petition for Formal Hearing and Entry of Final Order. On May 20, 2013, the Agency Clerk entered an Order on Motion to Dismiss Petition for Formal Hearing and for Entry of a Final Order. (Ex. 2)

Based upon the foregoing, it is ORDERED:

3. The Respondent shall pay the Agency \$2,000.00. If full payment has been made, the cancelled check acts as receipt of payment and no further payment is required. If full payment has not been made, payment is due within 30 days of the Final Order. Overdue amounts are subject to statutory interest and may be referred to collections. A check made payable to the "Agency for Health Care Administration" and containing the AHCA ten-digit case number should be sent to:

Office of Finance and Accounting
Revenue Management Unit
Agency for Health Care Administration
2727 Mahan Drive, Mail Stop 14
Tallahassee, Florida 32308

ORDERED in Tallahassee, Florida, on this 15 day of July, 2013.



Elizabeth Dudek, Secretary
Agency for Health Care Administration

NOTICE OF RIGHT TO JUDICIAL REVIEW

A PARTY WHO IS ADVERSELY AFFECTED BY THIS FINAL ORDER IS ENTITLED TO JUDICIAL REVIEW, WHICH SHALL BE INSTITUTED BY FILING ONE COPY OF A NOTICE OF APPEAL WITH THE AGENCY CLERK OF AHCA, AND A SECOND COPY, ALONG WITH FILING FEE AS PRESCRIBED BY LAW, WITH THE DISTRICT COURT OF APPEAL IN THE APPELLATE DISTRICT WHERE THE AGENCY MAINTAINS ITS HEADQUARTERS OR WHERE A PARTY RESIDES. REVIEW OF PROCEEDINGS SHALL BE CONDUCTED IN ACCORDANCE WITH THE FLORIDA APPELLATE RULES. THE NOTICE OF APPEAL MUST BE FILED WITHIN 30 DAYS OF RENDITION OF THE ORDER TO BE REVIEWED.

CERTIFICATE OF SERVICE

I CERTIFY that a true and correct copy of this Final Order was served on the below-named persons by the method designated on this 15~~th~~ day of July, 2013.



Richard Shoop, Agency Clerk
Agency for Health Care Administration
2727 Mahan Drive, Mail Stop 3
Tallahassee, Florida 32308-5403
Telephone: (850) 412-3630

Jan Mills Facilities Intake Unit (Electronic Mail)	Finance & Accounting Revenue Management Unit (Electronic Mail)
Tria Lawton-Russell Office of the General Counsel Agency for Health Care Administration (Electronic Mail)	Gricel Valdes 8140 NW 155 Street, Suite 203 Miami Lakes, Florida 33016 (U.S. Mail)