

BY: Finance Committee

AMENDMENTS TO SENATE BILL NO. 593  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 16, after “General Assembly;” insert “requiring the Department of Health and Mental Hygiene to work with the Maryland Health Resource and Planning Commission to try to assure that a certain percentage of assisted living program waiver beds are nursing facility beds that have been converted to assisted living beds; defining certain terms;”; and in the same line, after “to” insert “home and community based”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 18 through 22, inclusive; and in line 23, strike “(6)” and substitute “(5)”.

AMENDMENT NO. 3

On page 2, in line 2, strike “an institutional setting” and substitute “a nursing facility”; and in line 28, strike “INSTITUTIONALIZATION” and substitute “ADMISSION TO OR CONTINUED STAY IN A NURSING FACILITY”.

On pages 2 and 3, strike in their entirety the lines beginning with line 29 on page 2 through line 5 on page 3, inclusive, and substitute:

“(6) “HEALTH RELATED CARE AND SERVICES”, FOR PURPOSES OF PARAGRAPH (8) OF THIS SUBSECTION, INCLUDES:

(I) 24-HOUR SUPERVISION AND OBSERVATION BY A LICENSED CARE PROVIDER;

(II) MEDICATION ADMINISTRATION;

(Over)

(III) INHALATION THERAPY;

(IV) BLADDER AND CATHETER MANAGEMENT;

(V) ASSISTANCE WITH SUCTIONING; AND

(VI) ASSISTANCE WITH TREATMENT OF SKIN DISORDERS AND DRESSINGS.”.

On page 3, in lines 6, 8, 12, 17, 22, and 26, strike “(10)”, “(11)”, “(12)”, “(14)”, “(15)”, and “(16)”, respectively, and substitute “(7)”, “(9)”, “(11)”, “(12)”, “(13)”, and “(14)”, respectively; after line 7, insert:

“(8) “INTERMEDIATE LEVEL OF CARE”, FOR PURPOSES OF PARAGRAPH (10)(II) OF THIS SUBSECTION, INCLUDES HEALTH RELATED CARE AND SERVICES PROVIDED TO INDIVIDUALS WHO DO NOT REQUIRE HOSPITAL OR A SKILLED LEVEL OF NURSING FACILITY CARE BUT WHOSE MENTAL, PHYSICAL, FUNCTIONAL, OR COGNITIVE CONDITION REQUIRES HEALTH SERVICES THAT:

(I) ARE ABOVE THE LEVEL OF ROOM AND BOARD;

(II) ARE PROVIDED ON A REGULAR BASIS; AND

(III) CAN BE MADE AVAILABLE TO THE INDIVIDUALS THROUGH INSTITUTIONAL FACILITIES.”;

in lines 9 and 10, strike “FACILITY SERVICES” and substitute “SERVICES PROVIDED BY A NURSING FACILITY”; in line 11, strike “INSTITUTIONALIZATION” and substitute “ADMISSION TO A NURSING FACILITY”; after line 11, insert:

“(10) (I) “NURSING FACILITY” MEANS A FACILITY THAT PROVIDES SKILLED NURSING CARE AND RELATED SERVICES, REHABILITATION SERVICES, AND HEALTH RELATED CARE AND SERVICES ABOVE THE LEVEL OF ROOM AND BOARD NEEDED ON A REGULAR BASIS IN ACCORDANCE WITH § 1919 OF THE FEDERAL SOCIAL SECURITY ACT.

(II) “NURSING FACILITY” INCLUDES A FACILITY THAT PROVIDES SERVICES TO INDIVIDUALS CERTIFIED AS REQUIRING AN INTERMEDIATE LEVEL OF CARE.”;

strike in their entirety lines 15 and 16; in line 30, strike “AND”; after line 30, insert:

“(II) ARE PART OF A PLAN OF CARE APPROVED BY THE PROGRAM.”;

in line 29, strike “INSTITUTIONALIZATION” and substitute “ADMISSION TO OR CONTINUED STAY”; in lines 31 and 33, strike “(II)” and “(III)”, respectively, and substitute “(III)” and “(IV)”, respectively; and in line 34, strike “AN INSTITUTIONAL SETTING” and substitute “A NURSING FACILITY”.

AMENDMENT NO. 4

On page 4, strike beginning with the second comma in line 6 down through “BEDS” in line 9; after line 9, insert:

“(2) A LIMIT ON ANNUAL WAIVER PARTICIPATION BASED ON STATE GENERAL FUND SUPPORT AS PROVIDED IN THE BUDGET BILL.”;

in lines 10, 13, and 25, strike “(2)”, “(3)”, and “(4)”, respectively, and substitute “(3)”, “(4)”, and “(5)”, respectively; in lines 15 and 18, in each instance, strike “FACILITY SERVICES” and substitute “SERVICES PROVIDED BY A NURSING FACILITY”; in line 28, after “SERVICES” insert “AND HOME MAKER SERVICES”; in line 29, strike “HOMEMAKER/HOME” and substitute “HOME”; in the same line, strike “AIDE” and substitute “CARE”; in line 30, after “CARE” insert “SERVICES”; in line 31, strike “HABILITATION CARE” and substitute “ASSISTIVE TECHNOLOGY”; strike in its entirety line 32; in line 33, strike “(VIII)” and substitute “(VII)”; and in the same line, strike “MODIFICATION” and substitute “MODIFICATIONS”.

On page 5, strike in their entirety lines 1 through 14, inclusive, and substitute:

“(VIII) MEDICALLY NECESSARY OVER-THE-COUNTER SUPPLIES

(Over)

ORDERED BY A PHYSICIAN AND NOT OTHERWISE COVERED BY THE PROGRAM;

(IX) ENVIRONMENTAL ASSESSMENTS;

(X) FAMILY/CONSUMER TRAINING;

(XI) PERSONAL EMERGENCY RESPONSE SYSTEMS;

(XII) HOME DELIVERED MEALS AND DIETITIAN/NUTRITION SERVICES; AND”;

and in line 15, strike “(XII)” and substitute “(XIII)”.

AMENDMENT NO. 5

On page 5, after line 19, insert:

“(D) THE DEPARTMENT SHALL WORK WITH THE MARYLAND HEALTH RESOURCE PLANNING COMMISSION TO TRY TO ASSURE THAT 20% OF ASSISTED LIVING PROGRAM WAIVER BEDS ARE NURSING FACILITY BEDS THAT HAVE BEEN CONVERTED TO ASSISTED LIVING BEDS.”;

in line 20, strike “(D)” and substitute “(E)”; strike in their entirety lines 23 through 30, inclusive; strike in their entirety lines 35 and 36; and in line 37, strike “(H)” and substitute “(G)”.

On page 6, in lines 1 and 8, strike “(I)” and “(J)”, respectively, and substitute “(H)” and “(I)”, respectively.