

SENATE BILL 331

Unofficial Copy  
J3

2002 Regular Session  
(2r1222)

**ENROLLED BILL**

-- Education, Health, and Environmental Affairs/Environmental Matters --

Introduced by **Senator Hollinger**

Read and Examined by Proofreaders:

\_\_\_\_\_  
Proofreader.

\_\_\_\_\_  
Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this  
\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ o'clock, \_\_\_\_ M.

\_\_\_\_\_  
President.

CHAPTER 149

1 AN ACT concerning

2 **Assisted Living Programs - Implementation of Regulations Concerning**  
3 **Survey and Complaint Reporting**

4 FOR the purpose of requiring the Secretary of Health and Mental Hygiene to adopt  
5 regulations requiring that certain ~~reports~~ documents or a certain notice  
6 concerning assisted living programs be ~~eonspiciously posted in a public place~~  
7 ~~accessible to residents of the assisted living program facility~~ posted in a  
8 conspicuous place visible to certain persons.

9 BY repealing and reenacting, with amendments,  
10 Article - Health - General  
11 Section 19-1805(c)(2)  
12 Annotated Code of Maryland  
13 (2000 Replacement Volume and 2001 Supplement)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
15 MARYLAND, That the Laws of Maryland read as follows:

1

**Article - Health - General**

2 19-1805.

3 (c) (2) The regulations adopted under paragraph (1) of this subsection shall:

4 (i) Provide for the licensing of assisted living programs and the  
5 renewal of licenses;6 (ii) Require the Secretary to charge fees in a manner that will  
7 produce funds not to exceed the actual direct and indirect costs to the Department for  
8 inspecting assisted living program facilities and maintaining the licensure program  
9 for assisted living programs under this subtitle; [and]10 (iii) Require the Department, during a survey or other inspection of  
11 an assisted living program, to review the number of waivers granted to the program  
12 under subsection (a)(3) of this section and determine whether a change in the  
13 program's licensure status is warranted; AND14 ~~(IV) REQUIRE THAT AN ASSISTED LIVING PROGRAM FACILITY'S~~  
15 ~~STATEMENT OF DEFICIENCIES FOR THE MOST RECENT SURVEY AND ANY~~  
16 ~~SUBSEQUENT COMPLAINT INVESTIGATIONS CONDUCTED BY FEDERAL, STATE, OR~~  
17 ~~LOCAL SURVEYORS AND ANY PLANS OF CORRECTION IN EFFECT WITH RESPECT TO~~  
18 ~~THE SURVEY OR COMPLAINT INVESTIGATION FINDINGS BE POSTED CONSPICUOUSLY~~  
19 ~~IN A PUBLIC PLACE ACCESSIBLE TO ACTUAL OR POTENTIAL RESIDENTS AND~~  
20 ~~INTERESTED PERSONS OF THE ASSISTED LIVING PROGRAM FACILITY.~~21 (IV) REQUIRE AN ASSISTED LIVING PROGRAM FACILITY TO POST IN  
22 A CONSPICUOUS PLACE VISIBLE TO ACTUAL AND POTENTIAL RESIDENTS OF THE  
23 FACILITY AND OTHER INTERESTED PARTIES:24 1. A. ITS STATEMENT OF DEFICIENCIES FOR THE MOST  
25 RECENT SURVEY;26 B. ANY SUBSEQUENT COMPLAINT INVESTIGATIONS  
27 CONDUCTED BY FEDERAL, STATE, OR LOCAL SURVEYORS; AND28 C. ANY PLANS OF CORRECTION IN EFFECT WITH RESPECT TO  
29 THE SURVEY OR COMPLAINT INVESTIGATION; OR30 2. A NOTICE OF THE LOCATION, *WITHIN THE FACILITY*, OF  
31 THE ITEMS LISTED IN ITEM 1 OF THIS ITEM.32 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
33 October 1, 2002.

