

Department of Legislative Services
Maryland General Assembly
2007 Session

FISCAL AND POLICY NOTE

House Bill 759 (Delegate V. Clagett)
Health and Government Operations

Continuing Care in a Retirement Community - Subscriber Advocacy Fees

This bill allows a Continuing Care Retirement Community (CCRC) subscriber to withhold a percentage from the subscriber's monthly fee that is equivalent to a provider's payment to an association that engages in legislative and regulatory advocacy, if the association payment is based on a percentage of the number of independent living beds in a provider's facility. A subscriber may instead pay the equivalent amount of money to an association or group that • the subscriber chooses; • consists only of subscribers; and • engages in legislative and regulatory advocacy on behalf of subscribers. The resulting decrease in monthly fees paid by subscribers to the provider may not be the basis for increasing subscriber fees.

Fiscal Summary

State Effect: None. The bill pertains exclusively to private sector activities.

Local Effect: None.

Small Business Effect: None.

Analysis

Current Law: CCRC furnishes or makes available shelter and either medical and nursing services or other health related services to an individual age 60 or older not related by blood or marriage to the provider for the life of the individual or for more than one year under one or more written agreements that require the transfer of assets or an entrance fee notwithstanding periodic charges. CCRC may not provide continuing care

until it receives an initial certificate of registration from the Maryland Department of Aging.

Background: There are 34 CCRCs serving 15,000 subscribers in Maryland. Associations representing CCRC providers include the American Association of Homes and Services for the Aging and Mid-Atlantic LifeSpan. The Maryland Continuing Care Residents' Association represents CCRC subscribers.

Additional Information

Prior Introductions: None.

Cross File: None.

Information Source(s): Maryland Department of Aging, Maryland Continuing Care Residents' Association, American Association of Homes and Services for the Aging, Mid-Atlantic LifeSpan, Department of Legislative Services

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