

BY: Finance Committee

AMENDMENTS TO SENATE BILL NO. 544

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Boozer” and substitute “Boozer, Astle, Bromwell, Hafer, and Roesser”; in line 8, after “regulations” insert “, including regulations to set minimum requirements, require criminal history records checks, require verifications of references for individuals going into homes, establish standards for rescinding continuing care at home agreements, and establish circumstances for a provider to terminate agreements or discharge a subscriber”; and in line 9, after “Office;” insert “requiring the Office to conduct a certain review;”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 15 through 19, inclusive.

AMENDMENT NO. 3

On page 2, in line 21, strike “INCLUDE”; in the same line, strike the second comma; in line 22, strike “PROVISIONS THAT”; strike in their entirety lines 25 through 28, inclusive, and substitute:

“(2) SUBJECT TO THE PROVISIONS OF SUBSECTION (P) OF THIS SECTION, SET MINIMUM REQUIREMENTS FOR INDIVIDUALS EMPLOYED BY OR UNDER CONTRACT WITH CONTINUING CARE AT HOME PROVIDERS WHO WILL BE GOING INTO HOMES TO PROVIDE CONTINUING CARE AT HOME SERVICES;

(3) REQUIRE A CRIMINAL HISTORY RECORDS CHECK FOR INDIVIDUALS EMPLOYED BY OR UNDER CONTRACT WITH A CONTINUING CARE AT HOME PROVIDER WHO WILL BE GOING INTO HOMES TO PROVIDE CONTINUING CARE AT HOME SERVICES AND WHO WILL HAVE ROUTINE, DIRECT ACCESS TO SUBSCRIBERS;”;

(Over)

and in lines 29, 33, 35, and 37, strike “(3)”, “(4)”, “(5)”, and “(6)”, respectively, and substitute “(4)”, “(5)”, “(6)”, and “(7)”, respectively.

AMENDMENT NO. 4

On page 2, in line 36, strike “AMOUNT” and substitute “NUMBER”; in the same line, strike “ARRANGEMENTS” and substitute “AGREEMENTS”; in the same line, strike “AND”; in line 38, strike the period and substitute a semicolon; and after line 38, insert:

“(8) ESTABLISH STANDARDS SETTING FORTH WHEN AND HOW A SUBSCRIBER OR PROVIDER MAY RESCIND A CONTINUING CARE AT HOME AGREEMENT PRIOR TO A PROVIDER BEGINNING TO PROVIDE CONTINUING CARE AT HOME SERVICES TO THAT SUBSCRIBER;

“(9) PROVIDE FOR A SUBSCRIBER TO RESCIND A CONTINUING CARE AT HOME AGREEMENT AT ANY TIME IF THE TERMS OF THE AGREEMENT ARE IN VIOLATION OF THE TERMS OF THIS SUBTITLE; AND”.

AMENDMENT NO. 5

On page 2, before line 39, insert:

“(10) ESTABLISH THAT A PROVIDER CAN ONLY TERMINATE AN AGREEMENT OR DISCHARGE A SUBSCRIBER FOR JUST CAUSE AND PROVIDE HOW SUCH A TERMINATION OR DISCHARGE WOULD BE CARRIED OUT.”.

AMENDMENT NO. 6

On page 4, in lines 14, 18, 19, and 33, and on page 6 in line 2, in each instance, strike “REGISTRATION CERTIFICATE” and substitute “CERTIFICATE OF REGISTRATION”.

On page 6, after line 29, insert:

“(P) CONTINUING CARE AT HOME PROVIDERS SHALL BE SUBJECT TO ALL OTHER APPLICABLE LICENSING OR CERTIFICATION REQUIREMENTS OF MARYLAND LAW, EXCEPT AS PROVIDED IN § 23 OF THIS SUBTITLE.”.

AMENDMENT NO. 7

On page 7, after line 2, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, to the extent it has access to

necessary documents, the Office on Aging shall review, during the renewal of a continuing care at home provider's certificate of registration, the frequency of bequests by continuing care at home subscribers to individuals employed by or under contract with the continuing care at home provider to go into homes to provide continuing care at home services."

and in line 3, strike "2." and substitute "3.".