

BY: Finance Committee

AMENDMENTS TO SENATE BILL NO. 146

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike "all" and substitute "certain"; in line 8, after "admission" insert "under certain circumstances; providing certain limitations on direct admissions to comprehensive care nursing beds"; and after line 15, insert:

"BY adding to

Article - Health - General

Section 19-125.2

Annotated Code of Maryland

(1996 Replacement Volume and 1999 Supplement)".

AMENDMENT NO. 2

On page 2, in line 17, strike "ALL"; in the same line, after "FEES" insert "THAT ARE AT LEAST EQUAL TO THE LOWEST ENTRANCE FEE CHARGED FOR AN INDEPENDENT LIVING UNIT OR AN ASSISTED LIVING UNIT"; and after line 33, insert:

"19-125.2.

(A) NOTWITHSTANDING THE PROVISIONS OF § 19-114(E)(2)(II) OF THIS PART, A CONTINUING CARE COMMUNITY THAT QUALIFIES FOR AN EXEMPTION FROM A CERTIFICATE OF NEED UNDER § 19-114(E)(2)(II) OF THIS PART MAY ADMIT A SUBSCRIBER DIRECTLY INTO A COMPREHENSIVE CARE NURSING BED ONLY IF, AT THE TIME OF ADMISSION, THE SUBSCRIBER HAS THE POTENTIAL FOR AN EVENTUAL TRANSFER TO AN INDEPENDENT LIVING UNIT OR AN ASSISTED LIVING UNIT, AS DETERMINED BY THE ADMITTING PHYSICIAN.

(B) NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (A) OF THIS

(Over)

SECTION AND § 19-114(E)(2)(II) OF THIS PART, A CONTINUING CARE COMMUNITY THAT QUALIFIES FOR AN EXEMPTION FROM A CERTIFICATE OF NEED UNDER § 19-114(E)(2)(II) OF THIS PART MAY NOT ADMIT A SUBSCRIBER DIRECTLY INTO A COMPREHENSIVE CARE NURSING BED IF THE DIRECT ADMISSION WOULD CAUSE THE OCCUPANCY OF THE COMPREHENSIVE CARE NURSING BEDS IN THE CONTINUING CARE COMMUNITY TO EXCEED 95 PERCENT OF FULL CAPACITY.

(C) NOTWITHSTANDING THE PROVISIONS OF SUBSECTIONS (A) AND (B) OF THIS SECTION AND § 19-114(E)(2)(II) OF THIS PART, WHILE A COMPREHENSIVE CARE NURSING FACILITY OF A CONTINUING CARE COMMUNITY THAT QUALIFIES FOR AN EXEMPTION FROM A CERTIFICATE OF NEED UNDER §19-114(E)(2)(II) OF THIS PART IS UNDER CONSTRUCTION, THE TOTAL NUMBER OF COMPREHENSIVE CARE NURSING BEDS OCCUPIED BY SUBSCRIBERS WHO HAVE BEEN DIRECTLY ADMITTED TO A COMPREHENSIVE CARE NURSING BED MAY NOT EXCEED 20 PERCENT OF THE TOTAL NUMBER OF COMPREHENSIVE CARE NURSING BEDS THAT ARE AVAILABLE IN THE CONTINUING CARE NURSING FACILITY THAT IS UNDER CONSTRUCTION.”.