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2001 Regular Session

By: Delegates Shriver and Donoghue

Introduced and read first time: February 9, 2001

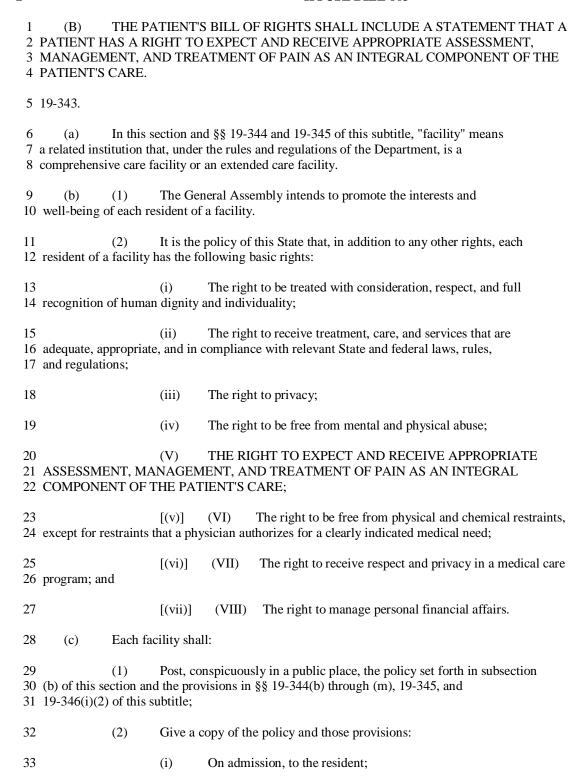
Assigned to: Environmental Matters

A BILL ENTITLED

1	A TAT		•
	Δ $ \mathbf{X} $	ΔU	concerning
1	$\Delta \mathbf{M}$	Λ CI	COHCCHIIII

2 Health Care Facilities - Pain Management

- 3 FOR the purpose of requiring health care facilities to monitor pain as a vital sign in
- 4 patients and residents; requiring certain documentation by health care
- facilities; requiring the Secretary of Health and Mental Hygiene to adopt certain
- 6 regulations; adding the right to have pain assessed, managed, and treated to the
- 7 patient's bill of rights for hospitals and related institutions; requiring certain
- 8 other health care facilities to add pain management to any patient's bill of rights
- 9 they distribute; and generally relating to pain management.
- 10 BY repealing and reenacting, with amendments,
- 11 Article Health General
- 12 Section 19-342 and 19-343
- 13 Annotated Code of Maryland
- 14 (2000 Replacement Volume)
- 15 BY adding to
- 16 Article Health General
- Section 19-353; and 19-3C-01 to be under the new subtitle "Subtitle 3C. Pain
- 18 Management"
- 19 Annotated Code of Maryland
- 20 (2000 Replacement Volume)
- 21 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
- 22 MARYLAND, That the Laws of Maryland read as follows:
- 23 Article Health General
- 24 19-342.
- 25 (A) Each administrator of a hospital is responsible for making available to
- 26 each patient in the hospital a copy of the patient's bill of rights that the hospital
- 27 adopts under the Joint Commission on Accreditation of Hospitals' guidelines.



HOUSE BILL 863

1 2	resident; and	(ii)	To the guardian, next of kin, or sponsoring agency of the
3		(iii)	To a representative payee of the resident;
4 5	(3) the copy; and	Keep a r	receipt for the copy that is signed by the person who received
6 7	(4) provisions.	Provide	appropriate staff training to carry out the policy and those
8	19-353.		
11 12 13	THIS SUBTITLE SE DOCUMENT PROV PATIENT OR RESII ASSESSMENT, MA	IALL ING TIDED TO DENT HA NAGEM	ACILITY NOT COVERED UNDER §§ 19-342 AND 19-343 OF CLUDE IN ANY PATIENT'S BILL OF RIGHTS OR SIMILAR O THE PATIENT OR RESIDENT A STATEMENT THAT A AS THE RIGHT TO EXPECT AND RECEIVE APPROPRIATE ENT, AND TREATMENT OF PAIN AS AN INTEGRAL TIENT'S OR RESIDENT'S CARE.
15			SUBTITLE 3C. PAIN MANAGEMENT.
16	19-3C-01.		
			TO MONITORING BLOOD PRESSURE, PULSE, RESPIRATION, EALTH CARE FACILITY, AS DEFINED UNDER § 19-114 OF THIS
20 21	()		NELY ASSESS AND MONITOR PAIN WHEN MONITORING THE NT OR RESIDENT; AND
22 23	(2) ASSESSMENT ANI		AIN WRITTEN POLICIES AND PROCEDURES FOR THE TORING OF PAIN.
24 25	(B) IN MON FACILITY SHALL:	NITORIN	IG PAIN IN A PATIENT OR RESIDENT, A HEALTH CARE
26 27	PAIN;	ROUTI	NELY INQUIRE WHETHER THE PATIENT OR RESIDENT IS IN
28 29	(2) RESIDENT'S DEGR		HE PATIENT OR RESIDENT TO RATE THE PATIENT'S OR AIN;
30 31	(3) OR RESIDENT'S CH		NELY RECORD LEVELS OF PAIN INTENSITY ON THE PATIENT'S
	` /		ESS THE PATIENT OR RESIDENT FOR PAIN AFTER THE Y TREATMENT OR MEDICATION FOR THE RELIEF OF PAIN;

- 1 (5) RECORD THE EFFECT OF ANY TREATMENT OR MEDICATION 2 ADMINISTERED TO THE PATIENT OR RESIDENT FOR RELIEF OF PAIN.
- $3\ \ \,$ (C) THE SECRETARY SHALL ADOPT REGULATIONS TO IMPLEMENT THE 4 PROVISIONS OF THIS SUBTITLE.
- 5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect 6 July 1, 2001.