
By: **Senator Hollinger**

Introduced and read first time: January 25, 2002

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 19, 2002

CHAPTER _____

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 ~~eonspieuously 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:

16 **Article - Health - General**

17 19-1805.

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

19 (i) Provide for the licensing of assisted living programs and the
20 renewal of licenses;

1 (ii) Require the Secretary to charge fees in a manner that will
2 produce funds not to exceed the actual direct and indirect costs to the Department for
3 inspecting assisted living program facilities and maintaining the licensure program
4 for assisted living programs under this subtitle; [and]

5 (iii) Require the Department, during a survey or other inspection of
6 an assisted living program, to review the number of waivers granted to the program
7 under subsection (a)(3) of this section and determine whether a change in the
8 program's licensure status is warranted; AND

9 ~~(IV) REQUIRE THAT AN ASSISTED LIVING PROGRAM FACILITY'S~~
10 ~~STATEMENT OF DEFICIENCIES FOR THE MOST RECENT SURVEY AND ANY~~
11 ~~SUBSEQUENT COMPLAINT INVESTIGATIONS CONDUCTED BY FEDERAL, STATE, OR~~
12 ~~LOCAL SURVEYORS AND ANY PLANS OF CORRECTION IN EFFECT WITH RESPECT TO~~
13 ~~THE SURVEY OR COMPLAINT INVESTIGATION FINDINGS BE POSTED CONSPICUOUSLY~~
14 ~~IN A PUBLIC PLACE ACCESSIBLE TO ACTUAL OR POTENTIAL RESIDENTS AND~~
15 ~~INTERESTED PERSONS OF THE ASSISTED LIVING PROGRAM FACILITY.~~

16 (IV) REQUIRE AN ASSISTED LIVING PROGRAM FACILITY TO POST IN
17 A CONSPICUOUS PLACE VISIBLE TO ACTUAL AND POTENTIAL RESIDENTS OF THE
18 FACILITY AND OTHER INTERESTED PARTIES:

19 1. A. ITS STATEMENT OF DEFICIENCIES FOR THE MOST
20 RECENT SURVEY;

21 B. ANY SUBSEQUENT COMPLAINT INVESTIGATIONS
22 CONDUCTED BY FEDERAL, STATE, OR LOCAL SURVEYORS; AND

23 C. ANY PLANS OF CORRECTION IN EFFECT WITH RESPECT TO
24 THE SURVEY OR COMPLAINT INVESTIGATION; OR

25 2. A NOTICE OF THE LOCATION OF THE ITEMS LISTED IN
26 ITEM 1 OF THIS ITEM.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
28 October 1, 2002.