

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL NO. 552

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Donoghue” and substitute “Delegates Donoghue, Hurson, Hammen, Benson, Boutin, Bromwell, Costa, Elliott, Goldwater, Haynes, Hubbard, Kach, Mandel, McDonough, Morhaim, Murray, Nathan-Pulliam, Oaks, Pendergrass, Redmer, Rosenberg, Rudolph, Smigiel, and Weldon”.

AMENDMENT NO. 2

On page 1, strike beginning with “limiting” in line 4 down through “which” in line 5 and substitute “authorizing”; in line 6, strike “may” and substitute “to”; in line 7, strike “continuing care providers” and substitute “persons”; in line 8, after “met” insert “under certain circumstances”; in the same line, strike “continuing care providers” and substitute “persons”; strike beginning with “expanding” in line 10 down through “development” in line 11 and substitute “a certain facility, the Department may issue a certain certificate if the applicant provides certain assurances”; strike in their entirety lines 13 through 17, inclusive; and in line 20, after “7(a)” insert “and (p)”.

AMENDMENT NO. 3

On page 2, strike beginning with “THAT” in line 5 down through “MARYLAND” in line 6.

On page 3, in line 13, strike “continuing care provider” and substitute “PERSON”; in line 17, after “agreements” insert “FOR CONTINUING CARE SERVICES”; in line 18, strike “October 1, 2002 AND UP UNTIL THE TIME”; in line 20, after “agreement” insert “IF”:

(1) THE AGREEMENTS ENTERED INTO AFTER OCTOBER 1, 2002 BUT BEFORE ISSUANCE OF THE PRELIMINARY CERTIFICATE ARE APPROVED BY THE DEPARTMENT; AND

(2) THE AGREEMENTS SPECIFY THAT:

(Over)

(I) THE PERSON IS IN THE PROCESS OF APPLYING FOR A CERTIFICATE OF REGISTRATION FROM THE DEPARTMENT OF AGING; AND

(II) IF THE PERSON OBTAINS THE CERTIFICATE:

1. THE PERSON WILL OFFER CONTRACTS APPROVED BY THE DEPARTMENT AS CONTINUING CARE AGREEMENTS TO FUTURE SUBSCRIBERS; AND

2. THE RESIDENT WILL BE ENTITLED TO RESCIND THE RESIDENT'S EXISTING AGREEMENT AND ENTER INTO A CONTINUING CARE AGREEMENT APPROVED BY THE DEPARTMENT AS A SUBSTITUTE FOR THE ORIGINAL AGREEMENT THE RESIDENT ENTERED INTO WITH THE PERSON";

in lines 21 and 22, strike "continuing care provider" and substitute "person"; in line 25, strike "provider" and substitute "person"; in line 26, after "project" insert "planned before October 1, 2002"; in the same line, strike "will" and substitute "would"; and strike beginning with "provider's" in line 27 down through "Maryland" in line 34 and substitute "person's facility, the Department may issue an initial certificate for a number of units that would not otherwise be financially viable if the applicant for the certificate provides assurances that satisfy the Department that the applicant has made adequate provisions to ensure subscribers will receive a refund in the amount specified in Article 70B, § 15 of the Annotated Code of Maryland if the project becomes insolvent before completion".

AMENDMENT NO. 4

On page 3, in line 36, strike "October" and substitute "June".