

Department of Legislative Services
Maryland General Assembly
2004 Session

FISCAL AND POLICY NOTE
Revised

Senate Bill 297

(Senator Della, *et al.*)

Finance

Health and Government Operations

Nursing Homes – Notice of Change in Condition

This bill requires a nursing home to notify a resident and, if applicable, the resident's representative or interested family member of any: (1) change in condition; (2) adverse event that may result in a change in condition; (3) outcome or care that results in an unanticipated consequence; or (4) corrective action, if appropriate. If the Department of Health and Mental Hygiene (DHMH) determines that a nursing home failed to provide notice as required, DHMH must require as part of a plan of correction that the nursing home give proper notice as soon as possible.

Fiscal Summary

State Effect: None. The bill codifies current practice.

Local Effect: None.

Small Business Effect: None.

Analysis

Current Law: The bill's requirements are specified in the Code of Maryland Regulations (COMAR 10.07.09.09). A nursing facility, consistent with State and federal confidentiality laws and, in a timely manner, notify a resident and, if applicable, the resident's representative or interested family member, of any: (1) change in condition; (2) adverse event that may result in a change in condition; (3) outcome of care that results in an unanticipated consequence; and (4) corrective action, if any.

Additional Information

Prior Introductions: None.

Cross File: None.

Information Source(s): Department of Health and Mental Hygiene (Office of Health Care Quality), Department of Legislative Services

Fiscal Note History: First Reader - February 20, 2004
mam/jr Revised - Senate Third Reader - March 22, 2004

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