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By: **Delegate McComas**

Introduced and read first time: February 21, 2005

Assigned to: Rules and Executive Nominations

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A BILL ENTITLED

1 AN ACT concerning

2 **Assisted Living Programs - Services Disclosure Statement**

3 FOR the purpose of requiring the Department of Health and Mental Hygiene to  
4 develop a certain assisted living program services disclosure statement modeled  
5 after a certain form in a certain report; providing for the purpose of the assisted  
6 living program services disclosure statement; requiring certain assisted living  
7 programs to file a certain assisted living program disclosure statement with the  
8 Office of Health Care Quality as part of a certain license application; requiring  
9 certain assisted living programs to submit a certain amended assisted living  
10 program services disclosure statement to the Office of Health Care Quality  
11 within a certain number of days of a certain change in services; requiring the  
12 Office of Health Care Quality to provide a certain paper copy of certain assisted  
13 living program services disclosure statements at the request of certain persons  
14 and develop a certain website; requiring the Department to adopt certain  
15 regulations; and generally relating to assisted living program services disclosure  
16 statements.

17 BY adding to  
18 Article - Health - General  
19 Section 19-1808  
20 Annotated Code of Maryland  
21 (2000 Replacement Volume and 2004 Supplement)

22 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
23 MARYLAND, That the Laws of Maryland read as follows:

24 **Article - Health - General**

25 19-1808.

26 (A) THE DEPARTMENT SHALL DEVELOP A STANDARD ASSISTED LIVING  
27 PROGRAM SERVICES DISCLOSURE STATEMENT MODELED ON THE FORM PROVIDED  
28 IN APPENDIX III OF THE FEDERAL GOVERNMENT ACCOUNTING OFFICE REPORT  
29 GAO-04-684.

1 (B) THE PURPOSE OF THE ASSISTED LIVING PROGRAM SERVICES DISCLOSURE  
2 STATEMENT IS TO PROVIDE POTENTIAL CONSUMERS WITH INFORMATION ABOUT  
3 THE ACTUAL SERVICES AN ASSISTED LIVING PROGRAM PROVIDES TO AID A  
4 CONSUMER IN CHOOSING THE MOST APPROPRIATE ASSISTED LIVING PROGRAM FOR  
5 THE CONSUMER'S NEEDS.

6 (C) (1) EACH ASSISTED LIVING PROGRAM PROVIDING SERVICES TO FIVE OR  
7 MORE INDIVIDUALS SHALL FILE AN ASSISTED LIVING PROGRAM SERVICES  
8 DISCLOSURE STATEMENT WITH THE OFFICE OF HEALTH CARE QUALITY AS A PART  
9 OF THE ASSISTED LIVING PROGRAM'S APPLICATION FOR LICENSE.

10 (2) AN ASSISTED LIVING PROGRAM SHALL SUBMIT A WRITTEN  
11 AMENDED ASSISTED LIVING PROGRAM SERVICES DISCLOSURE STATEMENT TO THE  
12 OFFICE OF HEALTH CARE QUALITY WITHIN 30 DAYS OF A CHANGE IN SERVICES  
13 PROVIDED BY THE ASSISTED LIVING PROGRAM THAT IS REPORTED ON THE ASSISTED  
14 LIVING PROGRAM SERVICES DISCLOSURE STATEMENT.

15 (D) THE OFFICE OF HEALTH CARE QUALITY SHALL:

16 (1) PROVIDE A PAPER COPY OF THE ASSISTED LIVING PROGRAM  
17 SERVICES DISCLOSURE STATEMENT OF ANY LICENSED ASSISTED LIVING PROGRAM  
18 TO ANY PERSON THAT REQUESTS A COPY; AND

19 (2) DEVELOP A WEBSITE THAT ALLOWS ANY PERSON TO ACCESS A COPY  
20 OF THE ASSISTED LIVING PROGRAM SERVICES DISCLOSURE STATEMENT OF ANY  
21 LICENSED ASSISTED LIVING PROGRAM.

22 (E) THE DEPARTMENT SHALL ADOPT REGULATIONS TO CARRY OUT THE  
23 PROVISIONS OF THIS SECTION.

24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
25 October 1, 2005.