
By: **Delegates McComas and Mandel**
 Introduced and read first time: February 8, 2006
 Assigned to: Health and Government Operations

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, in
 4 consultation with certain groups, to develop a standard assisted living program
 5 services disclosure statement; providing for the purpose of the disclosure
 6 statement; requiring an assisted living program to file the disclosure statement
 7 with the Office of Health Care Quality; requiring an assisted living program to
 8 file an amended disclosure statement with the Office under certain
 9 circumstances; requiring an assisted living program to provide a copy of the
 10 disclosure statement under certain circumstances; requiring the Department, in
 11 coordination with certain groups and individuals, to develop a certain consumer
 12 education process; requiring the Department, on or before a certain date, to
 13 make a certain report to certain committees of the General Assembly; and
 14 generally relating to the assisted living program services disclosure statement.

15 BY adding to
 16 Article - Health - General
 17 Section 19-1808
 18 Annotated Code of Maryland
 19 (2005 Replacement Volume and 2005 Supplement)

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

22 **Article - Health - General**

23 19-1808.

24 (A) THE DEPARTMENT, IN CONSULTATION WITH STAKEHOLDER GROUPS
 25 REPRESENTING THE ASSISTED LIVING INDUSTRY, SHALL DEVELOP A STANDARD
 26 ASSISTED LIVING PROGRAM SERVICES DISCLOSURE STATEMENT.

27 (B) THE PURPOSE OF THE ASSISTED LIVING PROGRAM SERVICES DISCLOSURE
 28 STATEMENT IS TO INFORM POTENTIAL CONSUMERS ABOUT THE SERVICES

1 PROVIDED BY AN ASSISTED LIVING PROGRAM IN ORDER TO ASSIST A CONSUMER IN
2 CHOOSING THE MOST APPROPRIATE ASSISTED LIVING PROGRAM.

3 (C) (1) AN ASSISTED LIVING PROGRAM, AS PART OF THE APPLICATION FOR
4 LICENSURE, SHALL FILE WITH THE OFFICE OF HEALTH CARE QUALITY THE
5 ASSISTED LIVING PROGRAM SERVICES DISCLOSURE STATEMENT DEVELOPED BY
6 THE DEPARTMENT.

7 (2) IF AN ASSISTED LIVING PROGRAM CHANGES THE SERVICES
8 REPORTED ON THE ASSISTED LIVING PROGRAM SERVICES DISCLOSURE STATEMENT,
9 THE ASSISTED LIVING PROGRAM SHALL FILE WITH THE OFFICE OF HEALTH CARE
10 QUALITY AN AMENDED ASSISTED LIVING PROGRAM SERVICES DISCLOSURE
11 STATEMENT WITHIN 30 DAYS OF THE CHANGE IN SERVICES.

12 (D) IF AN INDIVIDUAL REQUESTS A COPY OF AN ASSISTED LIVING PROGRAM'S
13 SERVICES DISCLOSURE STATEMENT, THE ASSISTED LIVING PROGRAM SHALL
14 PROVIDE A COPY OF THE SERVICES DISCLOSURE STATEMENT TO THE INDIVIDUAL
15 MAKING THE REQUEST.

16 SECTION 2. AND BE IT FURTHER ENACTED, That:

17 (a) The Department of Health and Mental Hygiene, in coordination with the
18 Oversight Committee on Quality of Care in Nursing Homes and Assisted-Living
19 Facilities, the Department of Aging, providers, advocates, and other State and local
20 stakeholders, shall develop a process to educate consumers regarding the assisted
21 living program services disclosure statement; and

22 (b) On or before December 30, 2007, the Department of Health and Mental
23 Hygiene shall report to the Senate Finance Committee and the House Health and
24 Government Operations Committee in accordance with § 2-1246 of the State
25 Government Article, on:

26 (1) The number of requests received from consumers for the assisted
27 living program services disclosure statement;

28 (2) The resources required to make the assisted living program services
29 disclosure statement available on-line; and

30 (3) The process to educate consumers developed under subsection (a) of
31 this section.

32 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
33 July 1, 2006.