

SENATE BILL 403

J3

4r1816
CF 4r2003

By: **Senator Klausmeier**

Introduced and read first time: January 18, 2024

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Hospitals and Related Institutions – Residential Treatment Centers –**
3 **Accreditation**

4 FOR the purpose of altering the definition of “accredited residential treatment center” for
5 certain provisions of law governing hospitals and related institutions to include
6 residential treatment centers accredited by the Commission on Accreditation of
7 Rehabilitation Facilities or the Council on Accreditation; and generally relating to
8 residential treatment centers.

9 BY repealing and reenacting, without amendments,
10 Article – Health – General
11 Section 19–301(a) and (b)
12 Annotated Code of Maryland
13 (2023 Replacement Volume)

14 BY repealing and reenacting, with amendments,
15 Article – Health – General
16 Section 19–301(c) and (j) and 19–360(a)
17 Annotated Code of Maryland
18 (2023 Replacement Volume)

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

21 **Article – Health – General**

22 19–301.

23 (a) In this subtitle the following words have the meanings indicated.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (b) “Accredited hospital” means a hospital accredited by the Joint Commission on
2 Accreditation of Healthcare Organizations.

3 (c) “Accredited residential treatment center” means a residential treatment
4 center that is accredited by [the]:

5 (1) **THE** Joint Commission on Accreditation of Healthcare Organizations;

6 (2) **THE COMMISSION ON ACCREDITATION OF REHABILITATION**
7 **FACILITIES; OR**

8 (3) **THE COUNCIL ON ACCREDITATION.**

9 (j) “Nonaccredited residential treatment center” means a residential treatment
10 center that is not accredited by [the]:

11 (1) **THE** Joint Commission on Accreditation of Healthcare Organizations;

12 (2) **THE COMMISSION ON ACCREDITATION OF REHABILITATION**
13 **FACILITIES; OR**

14 (3) **THE COUNCIL ON ACCREDITATION.**

15 19–360.

16 (a) This section applies to:

17 (1) Nonaccredited hospitals found in violation of the standards adopted
18 under this subtitle;

19 (2) Accredited hospitals:

20 (i) Found deficient as a result of the complaint review process; or

21 (ii) Subject to inspection by the Department under § 19–2302(e) of
22 this title as a result of a serious or life–threatening patient care deficiency identified by the
23 Joint Commission on Accreditation of Healthcare Organizations, the Centers for Medicare
24 and Medicaid Services, or the Department;

25 (3) Accredited residential treatment centers subject to inspection by the
26 Department under § 19–2302(e) of this title as a result of a serious or life–threatening
27 patient care deficiency identified by the Joint Commission on Accreditation of Healthcare
28 Organizations, **THE COMMISSION ON ACCREDITATION OF REHABILITATION**
29 **FACILITIES, THE COUNCIL ON ACCREDITATION,** the Centers for Medicare and
30 Medicaid Services, or the Department; and

1 (4) Health care facilities that fail to achieve substantial compliance with
2 the standards of an approved accreditation organization under § 19–2302(c)(2) of this title.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
4 October 1, 2024.