

HOUSE BILL 1454

O2, J3

5lr2040

By: **Delegate Qi**

Introduced and read first time: February 7, 2025

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Department of Aging – Continuing Care Retirement Communities and**
3 **Continuing Care At-Home Providers Licensing and Regulation – Study**

4 FOR the purpose of requiring the Department of Aging to contract with an independent
5 consultant to complete a study on the licensing and regulation of continuing care
6 retirement communities and continuing care at-home providers; and generally
7 relating to continuing care retirement communities and continuing care at-home
8 providers.

9 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
10 That:

11 (a) The Department of Aging shall contract with an independent consultant to
12 complete a study that shall include:

13 (1) an assessment of the capabilities of certain State agencies, including
14 the Maryland Insurance Administration, the Department of Aging, the Maryland
15 Department of Health, the Maryland Department of Labor, and the Office of the Attorney
16 General, to serve as the leading State agency that licenses and regulates continuing care
17 retirement communities and continuing care at-home providers;

18 (2) a survey of the roles needed in the Maryland Insurance Administration,
19 the Department of Aging, the Maryland Department of Health, the Maryland Department
20 of Labor, and the Office of the Attorney General to effectively regulate continuing care
21 retirement communities compared with the departmental and personnel roles already in
22 place;

23 (3) a survey of how other states regulate continuing care retirement
24 communities and continuing care at-home providers, including fees and penalties assessed,
25 funding for state oversight, and comparative regulatory trends; and

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (4) a comparison of the statutes and regulations that authorize the
2 Department of Aging to license and regulate continuing care retirement communities and
3 continuing care at-home providers in the State, including Title 10, Subtitle 4 of the Human
4 Services Article and COMAR 32.02.01 and 32.02.02, to the laws of other states surveyed
5 under paragraph (3) of this subsection.

6 (b) The study conducted under subsection (a) of this section shall include input
7 from:

8 (1) the Maryland Insurance Administration;

9 (2) the Department of Aging;

10 (3) the Maryland Department of Health;

11 (4) the Maryland Department of Labor; and

12 (5) the Office of the Attorney General.

13 (c) On or before December 1, 2026, the Department of Aging shall submit the
14 results of the study required under subsection (a) of this section to the Governor and, in
15 accordance with § 2-1257 of the State Government Article, the General Assembly.

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

17 (a) Section 1 of this Act is contingent on funding to conduct the study required
18 under Section 1 of this Act being appropriated to the Department of Aging through the
19 State budget.

20 (b) Within 5 days of receiving sufficient funding to conduct the study required
21 under Section 1 of this Act, the Department of Aging shall notify the Department of
22 Legislative Services.

23 (c) If notice of the receipt of the funding is received by the Department of
24 Legislative Services on or before July 1, 2026, Section 1 of this Act shall take effect on the
25 date the notice is received by the Department of Legislative Services in accordance with
26 subsection (b) of this section. Section 1 of this Act shall remain effective through June 30,
27 2027, and at the end of June 30, 2027, with no further action required by the General
28 Assembly, shall be abrogated and of no further force and effect.

29 (d) If notice of the receipt of the funding is not received by the Department of
30 Legislative Services on or before July 1, 2026, Section 1 of this Act, with no further action
31 required by the General Assembly, shall be null and void.

32 SECTION 3. AND BE IT FURTHER ENACTED, That, subject to Section 2 of this
33 Act, this Act shall take effect June 1, 2025.