

HB 207 Nursing Homes - Resident Change in Conditio

Uploaded by: Bresnahan, Tammy

Position: FAV



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HB 207 Nursing Homes - Resident Change in Condition - Notification
FAVORABLE
Senate Finance Committee
March 23, 2021

Good afternoon Chairwoman Kelley and members of the Senate Finance Committee. My name is Tammy Bresnahan, Director of Advocacy for AARP MD. I am here today representing AARP MD and its more than 850,000 members in support of **HB 207 Nursing Homes - Resident Change in Condition - Notification**

As you may know, AARP is the largest nonprofit, nonpartisan organization representing the interests of Americans age 50 and older and their families. Key priorities of our organization include helping all Marylanders achieve financial and health security. In particular, AARP strongly believes that all individuals have the right to be self-reliant and live with dignity in retirement.

HB 207 specifies that a nursing home, consistent with State and federal confidentiality laws, must notify a resident and, if applicable, the resident's representative or interested family member within 24 hours (rather than in a timely manner) after specified changes in the condition of the resident.

AARP believes that states should rigorously enforce mandatory minimum standards and make other efforts to promote quality and ensure quality outcomes for individuals in residential care settings and believes HB 207 protects residents and their families.

AARP MD respectfully ask the Senate Finance Committee for a favorable vote on HB 207. If you have questions, please contact Tammy Bresnahan, Director of Advocacy for AARP MD at 410-302-8451 or at tbresnahan@aarp.org.



2021 NASW HB 207 Senate Side.pdf

Uploaded by: Faulkner, Rachael

Position: FAV



**Testimony before Senate Finance Committee
House Bill 207: Nursing Homes-Resident Change in Condition-Notification and
Consultation with Physician**

****SUPPORT****

March 23, 2021

On behalf of the National Association of Social Workers, Maryland Chapter (NASW-MD) Committee on Aging, we would like to express our support for House Bill 207-Nursing Homes-Resident Change in Condition-Notifications.

This bill requires nursing homes to provide notification to a resident, their resident's family member or designated representative immediately following a significant change in the resident's physical, mental, or psychosocial status, and consult with their physician. Current statute requires family notification be provided "in a timely manner".

HB 207 is consistent with federal nursing home standards which require a long-term care facility to immediately inform the resident, consult the resident's physician, and notify the resident's representative when there is an accident involving the resident that results in injury and has potential for requiring physician intervention, a significant change in the resident's physical, mental, or psychosocial status, a need to alter treatment significantly or a decision to transfer or discharge the resident from the facility (42 CFR § 483.10(g)(14)). This bill clarifies Maryland's expectations, providing standards against which compliance can be measured.

Family members and close friends are essential care partners to nursing home residents, and providing them with prompt notification of changes in their resident allows them to advocate and provide care at the highest level.

This bill will result in better outcomes for long-term care residents in Maryland.

We urge you to vote FAVORABLY on HB 207.

Thank you,
NASW-MD Committee on Aging

LeadingAge Maryland - 2021 - HB 207 - NH Notice -

Uploaded by: Greenfield, Aaron

Position: FAV



6811 Campfield Road
Baltimore, MD 21207

TO: The Honorable Delores Kelley
Chairwoman, Finance Committee

FROM: LeadingAge Maryland

SUBJECT: House Bill 207, Nursing Homes - Resident Change in Condition – Notification.

DATE: March 23, 2021

POSITION: **Favorable**

LeadingAge Maryland writes to request a favorable report on House Bill 207, Nursing Homes - Resident Change in Condition – Notification.

LeadingAge Maryland is a community of not-for-profit aging services organizations serving residents and clients through continuing care retirement communities, affordable senior housing, assisted living, nursing homes and home and community-based services. We represent more than 120 not-for-profit organizations, including the vast majority of CCRCs in Maryland. Our mission is to expand the world of possibilities for aging in Maryland. We partner with consumers, caregivers, researchers, faith communities and others who care about aging in Maryland.

House Bill 207 specifies that a nursing home, consistent with State and federal confidentiality laws, must notify a resident and, if applicable, the resident's representative or interested family member within 24 hours rather than in a timely manner after changes in the condition of the resident.

Under federal regulations (42 CFR § 483.10(g)(14)), a long-term care facility must immediately inform the resident, consult the resident's physician, and notify the resident's representative when there is an accident involving the resident that results in injury and has potential for requiring physician intervention, a significant change in the resident's physical, 2

mental, or psychosocial status, a need to alter treatment significantly or a decision to transfer or discharge the resident from the facility.

House Bill 207 aligns the timing of notice after a change in condition closer to the federal requirement. LeadingAge Maryland believes this avoids confusion and allows for consistency.

For these reasons, LeadingAge Maryland respectfully requests a favorable report for House Bill 207.

For addition information, please contact Aaron J. Greenfield, 410.446.1992

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House Bill 207 Nursing Homes - Resident Change in Condition - Notification

Senate Finance Committee

March 23, 2021

Position: Support

The Mental Health Association of Maryland is the state's only volunteer, nonprofit citizen's organization that brings together consumers, families, professionals, advocates and concerned citizens for unified action in all aspects of mental health and mental illness. We appreciate this opportunity to submit testimony in support of House Bill 207.

HB 207 seeks to add clarity to the timeliness of notification to a nursing home resident and, if applicable, their family when there is a change in condition of the resident. This bill is replacing the language that a nursing home shall make the notification in a timely manner to instead require notification be made within 24 hours of any change in condition.

These changes in condition – meaning a significant change in the resident's physical, mental, or psychological status – include incidents such as the onset of periods of delirium, onset of depression, onset of aggressive behavior, the need to discontinue medication or treatment for certain reasons, and more.

By ensuring that residents and families are involved in timely updates around their care, this bill would help to further support the delivery of services to Maryland's older adults in nursing homes. The Mental Health Association of Maryland supports the goals and intents of this bill and urges a favorable report on House Bill 207.

For more information contact:

Margo Quinlan, Director of Youth & Older Adult Policy: 410-236-5488 / mquinlan@mhamd.org

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Uploaded by: Bennardi, Maryland Department of Health /Office of Governmen

Position: INFO



Larry Hogan, Governor · Boyd K. Rutherford, Lt. Governor · Dennis R. Schrader, Acting Secretary

March 23, 2021

The Honorable Delores Kelley, Chair
Senate Finance Committee
3 East, Miller Senate Office Building
Annapolis, Maryland 21401

RE: House Bill 207 - Nursing Homes – Resident Change in Condition – Notification - Letter of Information

Dear Chair Kelley and Committee Members:

The Maryland Department of Health (MDH) respectfully submits this letter of information on House Bill 207 - Nursing Homes – Resident Change in Condition – Notification.

HB 207 would require each nursing home to provide notification of a change in condition of a resident to either the resident or identified individuals on behalf of the resident within 24 hours, rather than in a timely manner.

MDH has enacted various similar requirements of skilled nursing facilities throughout the COVID-19 pandemic via Secretary's Orders. The latest version of the Secretary's Order Related to Nursing Homes is attached for reference. All aspects of the order, especially those related to visitation are aligned with CMS guidance. If a facility is directed to take an action that is out of compliance with CMS guidance, MDH provides oversight through the Office of Health Care Quality and would be required by CMS to survey and issue citations. It is important that any state requirements align with CMS guidance which can change frequently and has changed throughout the pandemic as the impact on long term care facilities evolved.

I hope this information is useful. If you have questions or need more information about this subject, please do not hesitate to contact me at (410) 260-3190 or webster.ye@maryland.gov or Emily Berg, Assistant Director, Office of Governmental Affairs at (443) 202- 4977 or emily.berg@maryland.gov.

Sincerely,

Webster Ye
Assistant Secretary, Health Policy