

1 AN ACT relating to long-term care administrators.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 216A.070 is amended to read as follows:

4 (1) The board shall:

5 (a) Develop, impose, and enforce standards which must be met by individuals in
6 order to receive a license as a long-term care administrator, which standards
7 shall be designed to ensure that long-term care administrators will be
8 individuals who are of good character and are otherwise suitable, and who, by
9 training or experience in the field of institutional administration, are qualified
10 to serve as nursing home administrators;

11 (b) Develop and apply appropriate techniques, including examinations and
12 investigations, for determining whether an individual meets the standards;

13 (c) Issue licenses to individuals determined, after application of appropriate
14 techniques, to meet established standards;

15 (d) Establish and carry out procedures designed to ensure that individuals licensed
16 as long-term care administrators will, during any period that they serve as
17 such, comply with the requirements of the standards;

18 (e) Receive, investigate, and take appropriate action with respect to any charge or
19 complaint filed with the board to the effect that any individual licensed as a
20 nursing home administrator has failed to comply with the requirements of the
21 standards; and

22 (f) Apply commensurate disciplinary action, following a hearing pursuant to KRS
23 Chapter 13B, including permanent license revocation, suspension, or
24 placement of probationary conditions on the licensee, issuance of a fine not to
25 exceed two thousand dollars (\$2,000) per violation, or admonishing the
26 licensee.

27 (2) The board or any committee or member thereof or any hearing officer designated by

1 the board, acting in an official capacity, shall have the authority to conduct
2 administrative hearings in accordance with KRS Chapter 13B concerning all
3 matters within the jurisdiction of the board.

4 (3) The board shall also have the authority to promulgate administrative regulations
5 necessary for the proper performance of its duties, and to take other actions
6 necessary to enable the state to meet the requirements set forth in Section 1908 of
7 the Social Security Act, the federal rules and regulations promulgated thereunder,
8 and other pertinent federal authority or amendment thereto.

9 (4) The board may, when emergency conditions warrant, as determined by the board,
10 authorize the issuance of a temporary permit to an individual to practice the art of
11 long-term care administration if it finds the authorization will not endanger the
12 health and safety of the occupants of the licensed long-term care facility. A
13 temporary permit shall be valid for a period determined by the board not to exceed
14 nine (9)~~six (6)~~ months and shall not be renewed. The fee for a temporary permit
15 shall be determined by regulations of the board.