

SENATE BILL 403

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4r1816
CF HB 1134

By: **Senator Klausmeier**

Introduced and read first time: January 18, 2024

Assigned to: Finance

Committee Report: Favorable

Senate action: Adopted

Read second time: February 17, 2024

CHAPTER _____

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**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 19–301.

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

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

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

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

8 (2) **THE COMMISSION ON ACCREDITATION OF REHABILITATION**
9 **FACILITIES; OR**

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

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

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

14 (2) **THE COMMISSION ON ACCREDITATION OF REHABILITATION**
15 **FACILITIES; OR**

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

17 19–360.

18 (a) This section applies to:

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

21 (2) Accredited hospitals:

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

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

27 (3) Accredited residential treatment centers subject to inspection by the
28 Department under § 19–2302(e) of this title as a result of a serious or life–threatening

1 patient care deficiency identified by the Joint Commission on Accreditation of Healthcare
2 Organizations, **THE COMMISSION ON ACCREDITATION OF REHABILITATION**
3 **FACILITIES, THE COUNCIL ON ACCREDITATION**, the Centers for Medicare and
4 Medicaid Services, or the Department; and

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

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

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.