J31 lr 2384

By: Senator Eckardt

Introduced and read first time: February 9, 2021

Assigned to: Finance

23

24

(1)

President of the Senate;

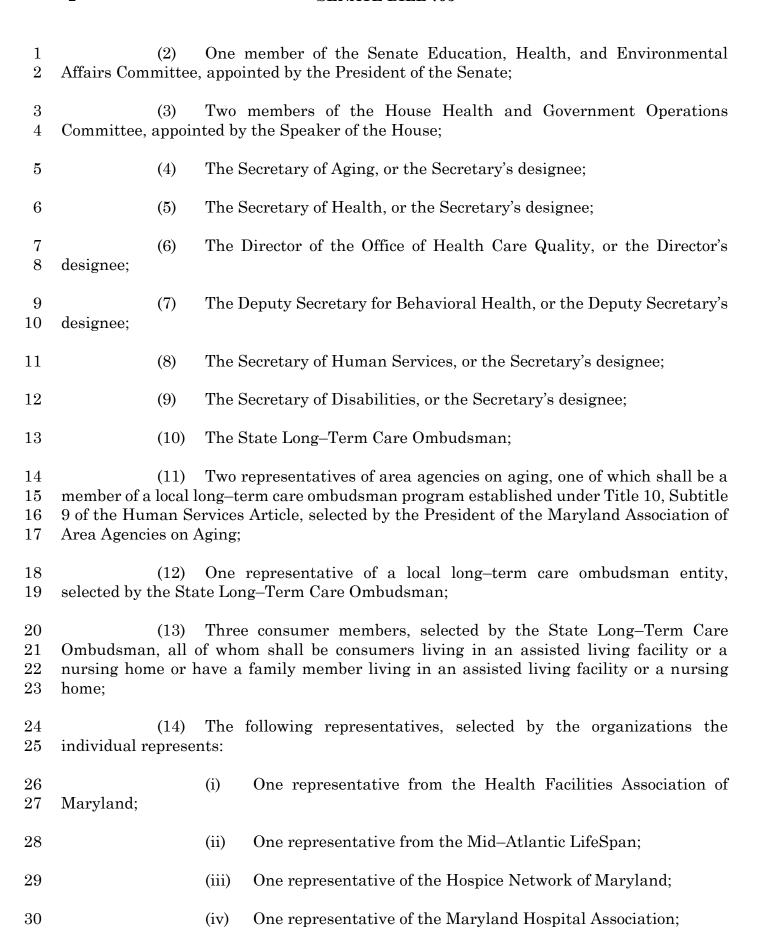
	A BILL ENTITLED			
1	AN ACT concerning			
2 3	Oversight Committee on Quality Care in Nursing Homes and Assisted Living Facilities – Membership and Cochairs			
4 5 6 7 8 9 10	FOR the purpose of altering the membership of the Oversight Committee on Nursing Homes and Assisted Living Facilities; requiring that the Oversight Committee be chaired by two cochairs elected from among its members, rather than by the Secretary of Aging; establishing certain requirements for the election of the cochairs of the Oversight Committee; specifying the terms of the cochairs; and generally relating to the Oversight Committee on Nursing Homes and Assisted Living Facilities.			
11 12 13 14 15	BY repealing and reenacting, with amendments, Article – Health – General Section 19–1409 Annotated Code of Maryland (2019 Replacement Volume and 2020 Supplement)			
16 17	SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:			
18	Article – Health – General			
19	19–1409.			
$\begin{array}{c} 20 \\ 21 \end{array}$	(a) There is an Oversight Committee on Quality of Care in Nursing Homes and Assisted Living Facilities.			
22	(b) The Oversight Committee shall consist of the following members:			

One member of the Senate Finance Committee, appointed by the

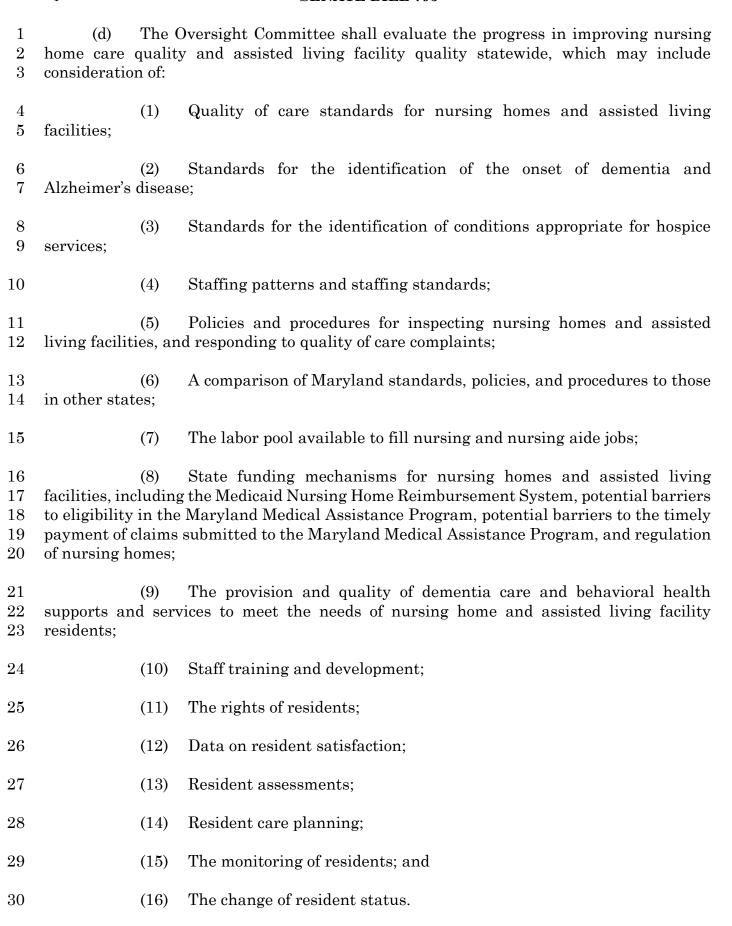
EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.





1		(v)	One representative of 1199SEIU United Health Workers East;	
2		(vi)	One representative of the Maryland Chapter of AARP;	
3		(vii)	One representative of United Seniors of Maryland;	
4		(viii)	One representative of Voices for Quality Care;	
5 6	Maryland knowled	(ix) lgeable	One representative of the Mental Health Association of e in issues of aging;	
7 8	Alzheimer's Associ	(x) iation;	One representative of the Greater Maryland Chapter of the [and]	
9 10	Services; and	(xi)	One representative of the Maryland Association of Adult Day	
11		(XII)	ONE REPRESENTATIVE OF LEADING AGE MARYLAND; AND	
12 13 14 15	shall represent a program that cares for one to four residents, one shall represent a program that cares for five to nine residents, and one shall represent a program that cares for more			
16 17 18 19		RAGRA	Secretary of Aging, or the Secretary's designee, shall chair the APH (2) OF THIS SUBSECTION, ON OR BEFORE OCTOBER 31 sight Committee SHALL ELECT TWO COCHAIRS FROM AMONG	
20 21 22	(2) SUBSECTION (B) SECTION.	(I) (1), (2	ONE COCHAIR SHALL BE A MEMBER DESIGNATED IN), (3), (4), (5), (6), (7), (8), (9), (10), (11), OR (12) OF THIS	
23 24	SUBSECTION (B)		ONE COCHAIR SHALL BE A MEMBER DESIGNATED IN 14), OR (15) OF THIS SECTION.	
25 26	MUST BE FILLED	` '	AT LEAST 80% OF THE OVERSIGHT COMMITTEE POSITIONS RE A COCHAIR MAY BE ELECTED.	
27	(3)	(I)	THE TERM OF A COCHAIR IS 1 YEAR.	
28		(II)	A COCHAIR MAY NOT SERVE MORE THAN TWO TERMS.	



- 1 (e) The Office of Health Care Quality in the Maryland Department of Health shall submit a report to the Oversight Committee annually on the status of quality of care in nursing homes and assisted living facilities.
- 4 (f) The Deputy Secretary of Health Care Financing, or the Deputy Secretary's designee, shall report annually to the Oversight Committee on the status of the Medicaid Nursing Home Reimbursement System, which shall include but not be limited to:
 - (1) Elements of the existing methodology that are no longer relevant;
- 8 (2) Elements of the existing methodology that can be revised;
- 9 (3) The appropriateness of redesigning the system given changing 10 demographics of the target population; and
- 11 (4) General Fund and federal fund savings from a system redesign that 12 may be redirected to nursing home staff development in the nursing cost center.
- 13 (g) The Oversight Committee shall review the reports of the Office of Health Care
 14 Quality and the Deputy Secretary of Health Care Financing and develop recommendations
 15 to continue improvement in nursing home and assisted living facility care.
- 16 (h) The Oversight Committee may:

7

- 17 (1) Review legislation introduced in the General Assembly that may affect 18 nursing home and assisted living facility care; and
- 19 (2) Make recommendations about the legislation to the General Assembly.
- 20 (i) The Oversight Committee may:
- 21 (1) Review proposed regulations that may affect nursing home and assisted 22 living facility care; and
- 23 (2) Make recommendations about the regulations to the departments 24 proposing the regulations and to the Joint Committee on Administrative, Executive, and 25 Legislative Review.
- 26 (j) The Oversight Committee shall report its findings and recommendations to 27 the Governor and, subject to § 2–1257 of the State Government Article, to the General 28 Assembly on or before December 1 of each year.
- 29 (k) The Department of Aging, [with assistance from] the Maryland Department 30 of Health, the Department of Human Services, and the Department of Legislative 31 Services[,] shall provide staff support for the Oversight Committee.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2021.