



General Assembly

February Session, 2008

Amendment

LCO No. 4752

SB0055904752SD0

Offered by:
SEN. HARRIS, 5th Dist.

To: Subst. Senate Bill No. 559

File No. 599

Cal. No. 396

"AN ACT CONCERNING A PILOT PROGRAM FOR SMALL HOUSE NURSING HOMES."

1 In line 14, strike "entity that provides long-term care services" and
2 insert "chronic and convalescent nursing home or rest home with
3 nursing supervision" in lieu thereof

4 After the last section, add the following and renumber sections and
5 internal references accordingly:

6 "Sec. 501. Subsection (a) of section 17b-354 of the 2008 supplement to
7 the general statutes is repealed and the following is substituted in lieu
8 thereof (*Effective July 1, 2008*):

9 (a) Except for applications deemed complete as of August 9, 1991,
10 the Department of Social Services shall not accept or approve any
11 requests for additional nursing home beds or modify the capital cost of
12 any prior approval for the period from September 4, 1991, through
13 June 30, 2012, except (1) beds restricted to use by patients with
14 acquired immune deficiency syndrome or traumatic brain injury; (2)

15 beds associated with a continuing care facility which guarantees life
16 care for its residents; (3) Medicaid certified beds to be relocated from
17 one licensed nursing facility to another licensed nursing facility,
18 provided (A) the availability of beds in an area of need will not be
19 adversely affected; (B) no such relocation shall result in an increase in
20 state expenditures; and (C) the relocation results in a reduction in the
21 number of nursing facility beds in the state; (4) a request for no more
22 than twenty beds submitted by a licensed nursing facility that
23 participates in neither the Medicaid program nor the Medicare
24 program, admits residents and provides health care to such residents
25 without regard to their income or assets and demonstrates its financial
26 ability to provide lifetime nursing home services to such residents
27 without participating in the Medicaid program to the satisfaction of
28 the department, provided the department does not accept or approve
29 more than one request pursuant to this subdivision; [and] (5) a request
30 for no more than twenty beds associated with a free standing facility
31 dedicated to providing hospice care services for terminally ill persons
32 operated by an organization previously authorized by the Department
33 of Public Health to provide hospice services in accordance with section
34 19a-122b of the 2008 supplement to the general statutes; and (6) new or
35 existing Medicaid certified beds to be relocated from a licensed
36 nursing facility in a municipality with a 2004 estimated population of
37 one hundred twenty-five thousand to a location within the same
38 municipality provided such Medicaid certified beds do not exceed
39 sixty beds. Notwithstanding the provisions of this subsection, any
40 provision of the general statutes or any decision of the Office of Health
41 Care Access, (i) the date by which construction shall begin for each
42 nursing home certificate of need in effect August 1, 1991, shall be
43 December 31, 1992, (ii) the date by which a nursing home shall be
44 licensed under each such certificate of need shall be October 1, 1995,
45 and (iii) the imposition of such dates shall not require action by the
46 Commissioner of Social Services. Except as provided in subsection (c)
47 of this section, a nursing home certificate of need in effect August 1,
48 1991, shall expire if construction has not begun or licensure has not
49 been obtained in compliance with the dates set forth in subparagraphs

50 (i) and (ii) of this subsection."