



General Assembly

February Session, 2012

**Raised Bill No. 5499**

LCO No. 2036

\*02036\_\_\_\_\_PH\_\*

Referred to Committee on Public Health

Introduced by:  
(PH)

**AN ACT CONCERNING REGULATIONS RELATING TO HOSPICE CARE.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 19a-122b of the general statutes is repealed and  
2 the following is substituted in lieu thereof (*Effective from passage*):

3 (a) Notwithstanding the provisions of chapters 368v and 368z, an  
4 organization licensed as a hospice [pursuant to the Public Health  
5 Code] by the Department of Public Health or certified as a hospice  
6 pursuant to 42 USC 1395x, shall be authorized to operate a residence  
7 for terminally ill persons, for the purpose of providing hospice home  
8 care arrangements including, but not limited to, hospice home care  
9 services and supplemental services. Such arrangements shall be  
10 provided to those patients who would otherwise receive such care  
11 from family members. The residence shall provide a homelike  
12 atmosphere for such patients for a time period deemed appropriate for  
13 home health care services under like circumstances. Any hospice that  
14 operates a residence pursuant to the provisions of this section shall  
15 cooperate with the Commissioner of Public Health to develop  
16 standards for the licensure and operation of such homes.

17 (b) On and after January 1, 2008, any organization seeking initial  
18 licensure as a hospice by the Department of Public Health shall (1)  
19 agree to provide hospice care services for terminally ill persons on a  
20 twenty-four-hour basis in all settings including, but not limited to, a  
21 private home, nursing home, residential care home or specialized  
22 residence that provides supportive services, and (2) present to the  
23 department satisfactory evidence that such organization has the  
24 necessary qualified personnel to provide services in such settings.

25 (c) No organization may use the title "hospice" or "hospice care  
26 program" or make use of any title, words, letters or abbreviations  
27 indicating or implying that such organization is licensed to provide  
28 hospice services unless such organization is licensed to provide such  
29 services by the Department of Public Health and certified as a hospice  
30 pursuant to 42 USC 1395x.

31 (d) The Commissioner of Public Health shall adopt regulations, in  
32 accordance with the provisions of chapter 54, to implement the  
33 provisions of this section. Such regulations shall include provisions  
34 that are substantially the same as the provisions of 42 CFR 418.110.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	19a-122b

**Statement of Purpose:**

To require the Department of Public Health to adopt regulations concerning facilities offering hospice services.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*