



General Assembly

**Amendment**

January Session, 2015

LCO No. 7144



Offered by:

REP. ABERCROMBIE, 83<sup>rd</sup> Dist.

REP. MCCARTY, 38<sup>th</sup> Dist.

To: Subst. House Bill No. 5257

File No. 305

Cal. No. 187

**"AN ACT REQUIRING NOTICE OF NURSING HOME FACILITY OR  
RESIDENTIAL CARE HOME RESIDENT ABUSE."**

1 Strike everything after the enacting clause and substitute the  
2 following in lieu thereof:

3 "Section 1. Subsection (d) of section 17a-412 of the general statutes is  
4 repealed and the following is substituted in lieu thereof (*Effective*  
5 *October 1, 2015*):

6 (d) Such report or complaint shall not be deemed a public record,  
7 and shall not be subject to the provisions of section 1-210. Information  
8 derived from such reports or complaints for which reasonable grounds  
9 are determined to exist after investigation as provided for in section  
10 17a-413, including the identity of the long-term care facility, the  
11 number of complaints received, the number of complaints  
12 substantiated and the types of complaints, may be disclosed by the  
13 Commissioner of Social Services, except that in no case shall the name

14 of the resident or the complainant be revealed, unless such person  
 15 specifically requests such disclosure or unless a judicial proceeding  
 16 results from such report or complaint. Notwithstanding the provisions  
 17 of this section or section 17b-452, not later than twenty-four hours, or  
 18 as soon as possible, after receiving a report pursuant to subsection (a)  
 19 of this section concerning a resident of a long-term care facility, the  
 20 commissioner shall notify (1) any person designated by such resident  
 21 to be notified of such report, or (2) if such resident is mentally  
 22 incompetent, such resident's legal representative, if any. Such  
 23 notification shall not be required when such designated person or legal  
 24 representative is suspected of perpetrating the abuse, neglect,  
 25 exploitation or abandonment that is the subject of the report. Contact  
 26 information for such person or legal representative shall be kept on file  
 27 by the long-term care facility."

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2015	17a-412(d)