



General Assembly

February Session, 2022

Raised Bill No. 5335

LCO No. 2170



Referred to Committee on HUMAN SERVICES

Introduced by:
(HS)

**AN ACT REQUIRING LONG-TERM CARE FACILITIES TO CONDUCT
SEX OFFENDER BACKGROUND CHECKS ON STAFF AND
RESIDENTS.**

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

1 Section 1. (NEW) (*Effective July 1, 2022*) (a) As used in this section,
2 "long-term care facility" means a nursing home facility as defined in
3 section 19a-490 of the general statutes and a chronic disease hospital, as
4 defined in section 19a-550 of the general statutes. In addition to
5 conducting a criminal history and patient abuse background search of
6 prospective employees pursuant to section 19a-491c of the general
7 statutes, a long-term care facility shall conduct a search of (1) the registry
8 established and maintained pursuant to section 54-257 of the general
9 statutes, and (2) the National Sex Offender Public Website maintained
10 by the United States Department of Justice for the name of any person
11 seeking admission as a resident or patient.

12 (b) The administrative head of a long-term care facility, or the
13 administrative head's designee, who admits as a resident or patient any
14 person listed on (1) the registry established and maintained pursuant to

15 section 54-257 of the general statutes, or (2) the National Sex Offender
16 Public Website maintained by the United States Department of Justice
17 shall provide written notice of the admission of such resident or patient
18 to each employee and resident of the facility not later than one business
19 day after such admission.

20 Sec. 2. Section 17b-262 of the general statutes is repealed and the
21 following is substituted in lieu thereof (*Effective July 1, 2022*):

22 The Commissioner of Social Services may make such regulations as
23 are necessary to administer the medical assistance program. Such
24 regulations shall include provisions requiring the Department of Social
25 Services (1) to monitor admissions to nursing home facilities, as defined
26 in section 19a-521, [and] (2) to prohibit the admission by such facilities
27 of persons with primary psychiatric diagnoses if such admission would
28 jeopardize federal reimbursements, and (3) to alert the administrative
29 head of any nursing home facility if a Medicaid beneficiary seeking
30 admission to such facility is listed on the registry established and
31 maintained pursuant to section 54-257 or the National Sex Offender
32 Public Website maintained by the United States Department of Justice.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2022</i>	New section
Sec. 2	<i>July 1, 2022</i>	17b-262

Statement of Purpose:

To require long-term care facilities to conduct sex offender background checks on staff and residents.

[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.]