



General Assembly

February Session, 2022

Raised Bill No. 281

LCO No. 2456



Referred to Committee on HUMAN SERVICES

Introduced by:
(HS)

***AN ACT CONCERNING PENALTIES FOR UNAUTHORIZED USE OF
RATE INCREASES EARMARKED FOR STAFF WAGE
ENHANCEMENTS AT NURSING HOME FACILITIES.***

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

1 Section 1. (NEW) (*Effective from passage*) (a) In addition to any
2 applicable recoupment or rate decrease pursuant to any other provision
3 of the general statutes, a nursing home facility that receives a rate
4 increase for wage enhancements for facility employees may also be
5 assessed a civil penalty if the facility fails to use the rate increase for that
6 purpose. The Department of Social Services may assess a civil penalty
7 upon completion of a department audit conducted in accordance with
8 the nursing home facility's Medicaid provider enrollment agreements.
9 The civil penalty assessed pursuant to this section shall not exceed an
10 amount greater than fifty per cent of the total dollar amount of the rate
11 increase received by the nursing home facility but not used for wage
12 enhancements for facility employees.

13 (b) The department, in its sole discretion, may enter into a
14 recoupment schedule with a nursing home facility so as not to

15 negatively impact patient care. Any nursing home facility subject to a
16 civil penalty assessed in accordance with this section may request a
17 rehearing pursuant to subsection (b) of section 17b-238 of the general
18 statutes. The provisions of this section shall apply to all rate increases
19 for wage enhancements received by nursing home facilities pursuant to
20 the provisions of section 323 of public act 21-2 of the June special session
21 prior to the effective date of this section.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section

Statement of Purpose:

To authorize civil penalties for nursing home facilities that fail to use rate increases earmarked for staff wage increases for that purpose.

[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.]