



General Assembly

February Session, 2024

***Raised Bill No. 246***

LCO No. 1857



Referred to Committee on AGING

Introduced by:  
(AGE)

***AN ACT ESTABLISHING MAXIMUM RATES FOR TEMPORARY NURSING SERVICES PROVIDED BY A TEMPORARY NURSING SERVICES AGENCY TO A NURSING HOME FACILITY.***

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

1 Section 1. Section 19a-118 of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective July 1, 2024*):

3 (a) As used in this section and sections 19a-118a and 19a-118b, (1)  
4 "health care facility" means a hospital, nursing home facility or  
5 residential care home as those terms are defined in section 19a-490; (2)  
6 "nursing personnel" means an advanced practice registered nurse, a  
7 licensed practical nurse or a registered nurse licensed or issued a  
8 temporary permit to practice pursuant to chapter 378, or a nurse's aide  
9 registered pursuant to chapter 378a; (3) "temporary nursing services"  
10 means services provided to a health care facility on a per diem or other  
11 temporary basis; and (4) "temporary nursing services agency" means  
12 any person, firm, corporation, limited liability company, partnership or  
13 association that is engaged for hire in the business of providing  
14 temporary nursing services to a health care facility but does not include

15 an individual who offers only his or her own temporary nursing  
16 services.

17 (b) Not later than October 1, 2022, the Commissioner of Public Health  
18 shall develop a system for a temporary nursing services agency that  
19 provides services in the state to register annually with the Department  
20 of Public Health. The commissioner may assess an annual registration  
21 fee of not more than seven hundred fifty dollars.

22 (c) Not later than January 1, 2023, no temporary nursing services  
23 agency shall provide temporary nursing services in the state unless it is  
24 registered pursuant to subsection (b) of this section.

25 (d) The Commissioner of Public Health shall establish requirements  
26 for a temporary nursing services agency, including, but not limited to,  
27 minimum qualifications for nursing personnel provided by such  
28 agency.

29 (e) Beginning not later than July 1, 2023, each temporary nursing  
30 services agency shall submit, in a form and manner prescribed by the  
31 Commissioner of Public Health, in consultation with the Commissioner  
32 of Social Services, an annual cost report for the previous calendar year.  
33 Such report shall be filed with the Commissioner of Public Health and  
34 may include, but shall not be limited to, (1) itemized revenues and costs  
35 for each such agency; (2) average number of nursing personnel  
36 employed by such agency; (3) average fees charged by such agency by  
37 type of nursing personnel and type of health care facility; (4) the states  
38 of the permanent residences of nursing personnel supplied by the  
39 agency to health care facilities in the state, aggregated by type of nursing  
40 personnel; and (5) any other information prescribed by the  
41 Commissioner of Public Health. Each such agency shall make available  
42 records, books, reports and other data relating to its operation at the  
43 request of the Commissioner of Public Health, or the commissioner's  
44 designee. Records provided by a temporary nursing services agency  
45 pursuant to this subsection shall not be considered public records  
46 subject to disclosure pursuant to section 1-210.

47 (f) For new temporary nursing services contracts entered into on and  
48 after July 1, 2024, a temporary nursing services agency's rate for the  
49 provision of temporary nursing services to a nursing home facility shall  
50 not exceed two hundred per cent of the median hourly wage for nursing  
51 personnel by type of nursing personnel in the state, as published in the  
52 most recent State Occupational Employment and Wage Estimates for  
53 the state by the United States Department of Labor, Bureau of Labor  
54 Statistics. Such rate shall include all charges for administrative fees,  
55 contract fees and other special charges.

56 ~~[(f)]~~ (g) The Commissioner of Public Health may adopt regulations in  
57 accordance with chapter 54 to implement the provisions of this section.  
58 The commissioner may adopt policies and procedures to implement the  
59 provisions of this section in advance of adopting regulations, provided  
60 notice of intent to adopt such regulations is posted on the eRegulations  
61 System not later than twenty days after adoption of such policies and  
62 procedures.

This act shall take effect as follows and shall amend the following sections:		
Section 1	July 1, 2024	19a-118

**Statement of Purpose:**

To establish a maximum rate, not to exceed two hundred per cent of the state's median hourly wage for nursing personnel, for temporary nursing services provided by a temporary nursing services agency to a nursing home facility.

*[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.]*