

(B) THE DEPARTMENT SHALL PREPARE AND PROVIDE EACH FACILITY WITH A STANDARDIZED FORM THAT PROVIDES, IN CLEAR AND SIMPLE LANGUAGE, AT LEAST THE FOLLOWING INFORMATION:

(1) NOTICE OF THE INTENDED DISCHARGE OR TRANSFER OF THE RESIDENT;

(2) EACH REASON FOR THE DISCHARGE OR TRANSFER;

(3) THE RIGHT OF THE RESIDENT TO REQUEST A HEARING;

(4) THE RIGHT OF THE RESIDENT TO CONSULT WITH ANY LAWYER THE RESIDENT CHOOSES;

(5) THE AVAILABILITY OF THE SERVICES OF THE LEGAL AID BUREAU, THE OLDER AMERICAN ACT SENIOR LEGAL ASSISTANCE PROGRAMS ~~FOR INDIVIDUALS AGE 60 AND OLDER~~, AND OTHER AGENCIES THAT MAY PROVIDE ASSISTANCE TO INDIVIDUALS WHO NEED LEGAL COUNSEL;

(6) THE AVAILABILITY ~~OF LONG-TERM CARE OMBUDSMAN PROGRAMS~~ OF THE STATE OFFICE ON AGING AND LOCAL ~~OFFICE OFFICES OFFICE~~ ON AGING ~~LONG-TERM CARE OMBUDSMAN LONG-TERM CARE OMBUDSMAN~~ TO ASSIST THE RESIDENT; AND

(7) THE PROVISIONS OF THIS SECTION.

(C) EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, AT LEAST 30 DAYS BEFORE THE FACILITY INVOLUNTARILY TRANSFERS OR DISCHARGES A RESIDENT THE FACILITY SHALL:

(1) PROVIDE TO THE RESIDENT THE WRITTEN NOTICE REQUIRED UNDER SUBSECTION (A) OF THIS SECTION; AND

(2) PROVIDE THE WRITTEN NOTICE REQUIRED UNDER SUBSECTION (A) OF THIS SECTION TO:

(I) THE NEXT OF KIN, GUARDIAN, OR ANY OTHER INDIVIDUAL KNOWN TO HAVE ACTED AS THE INDIVIDUAL'S REPRESENTATIVE, IF ANY;

(II) THE LONG-TERM CARE OMBUDSMAN; AND

(III) THE DEPARTMENT.

(D) (1) (I) IN ACCORDANCE WITH REGULATIONS ADOPTED BY THE SECRETARY, THE FACILITY SHALL PROVIDE THE RESIDENT WITH AN OPPORTUNITY FOR A HEARING ON THE PROPOSED TRANSFER OR DISCHARGE.

(II) THE REGULATIONS ADOPTED BY THE SECRETARY MAY PROVIDE FOR THE ESTABLISHMENT OF AN ESCROW ACCOUNT WHEN:

1. THE BASIS FOR THE DISCHARGE IS NONPAYMENT; AND

2. THE RESIDENT CONTINUES TO RESIDE IN THE FACILITY WHILE THE APPEAL IS PENDING.