

(2) THE DEPARTMENT MAY REQUIRE AN INDIVIDUAL WHO IS EXEMPT UNDER PARAGRAPH (1)(III) OF THIS SUBSECTION TO COMPLETE A MANAGER TRAINING COURSE AND EXAMINATION IF THE DEPARTMENT FINDS THAT THE ASSISTED LIVING MANAGER REPEATEDLY ~~OR INTENTIONALLY~~ HAS VIOLATED STATE LAW OR REGULATIONS ON ASSISTED LIVING AND THAT THOSE VIOLATIONS HAVE CAUSED ACTUAL PHYSICAL OR EMOTIONAL HARM TO A RESIDENT.

(3) AN ASSISTED LIVING PROGRAM MAY REQUEST AN EXTENSION FROM THE DEPARTMENT TO ALLOW AN INDIVIDUAL TO SERVE AS AN ASSISTED LIVING MANAGER FOR LONGER THAN 45 DAYS IF THE ASSISTED LIVING PROGRAM HAS SHOWN GOOD CAUSE FOR THE EXTENSION.

(E) THE DEPARTMENT SHALL ENSURE THAT MANAGER TRAINING COURSES APPROVED BY THE DEPARTMENT ARE AFFORDABLE AND ACCESSIBLE TO ASSISTED LIVING PROGRAMS AND TO INDIVIDUALS SEEKING ~~CERTIFICATION AS AN ASSISTED LIVING MANAGER~~ TO ENROLL IN THE COURSES.

SECTION 2. AND BE IT FURTHER ENACTED, That the Department of Health and Mental Hygiene shall, in consultation with assisted living managers, health care professionals who have expertise in providing assisted living care, Mid-Atlantic LifeSpan, the Health Facilities Association of Maryland, the Alzheimer's Association, the Mental Health Association of Maryland, and other interested parties, develop core topics and guidelines to be used by organizations in developing an assisted living manager training course and examination.

SECTION 3. AND BE IT FURTHER ENACTED, That:

(a) The Department of Health and Mental Hygiene, in consultation with assisted living services consumers and providers, shall conduct an evaluation of assisted living services in the State.

(b) (1) The Department shall submit a report regarding the evaluation to the Senate Finance Committee and the House Health and Government Operations Committee, in accordance with § 2-1246 of the State Government Article, on or before January 1, 2005.

(2) The report shall include recommendations regarding:

(i) training requirements for assisted living managers not covered under § 19-1807 of the Health - General Article;

(ii) quality standards for assisted living programs with fewer than 17 beds; and

(iii) a method for improving the efficiency of the assisted living regulatory process.

SECTION ~~3.~~ 4. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2004.

Approved May 11, 2004.