

CHAPTER 263

(Senate Bill 297)

AN ACT concerning

Nursing Homes - Notice of Adverse Events Change in Condition

FOR the purpose of requiring a nursing home to provide ~~a certain written notice~~ certain notice concerning a certain change in the resident's condition and care to certain residents if the Secretary of Health and Mental Hygiene finds that a nursing home violated certain provisions of law and the violation affected a resident in a certain way and certain other persons under certain circumstances; providing for the contents of the ~~written~~ notice; requiring ~~a written~~ the notice to be consistent with certain federal and State laws and ~~sent~~ provided in a timely manner; ~~providing for certain administrative penalties requiring the Department of Health and Mental Hygiene to take certain action if it determines that a nursing home has failed to comply with the notice requirements of this Act; defining certain terms a certain term;~~ and generally relating to nursing homes providing notice of ~~adverse events~~ certain changes in condition and care.

BY adding to

Article - Health - General

~~Section 19-2101 to be under the new subtitle "Subtitle 21. Notice of Adverse Events by Nursing Homes"~~ Section 19-1416

Annotated Code of Maryland

(2000 Replacement Volume and 2003 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Health - General

SUBTITLE 21. NOTICE OF ADVERSE EVENTS BY NURSING HOMES.

~~19-2101~~ 19-1416.

(A) ~~IN THIS SECTION, "NURSING HOME" MEANS A RELATED INSTITUTION AS DEFINED IN § 19-301 OF THIS TITLE.~~

~~(B) IF THE SECRETARY FINDS THAT A NURSING HOME HAS VIOLATED A PROVISION OF THIS ARTICLE AND THAT A RESIDENT HAS BEEN ADVERSELY AFFECTED BY THE CARE, TREATMENT, CIRCUMSTANCE, CONDUCT, CONDITION, OR OTHER GROUND FOR THE VIOLATION, THE NURSING HOME SHALL PROVIDE WRITTEN NOTICE OF THE ITEMS LISTED IN SUBSECTION (C) OF THIS SECTION TO:~~

~~(1) THE RESIDENT WHO HAS BEEN ADVERSELY AFFECTED BY THE CARE, TREATMENT, CIRCUMSTANCE, CONDUCT, CONDITION, OR OTHER GROUND FOR THE VIOLATION; AND~~