

SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 2-106(d) and (e), respectively, of Article - Labor and Employment of the Annotated Code of Maryland be renumbered to be Section(s) 2-106(c) and (d), respectively.

~~SECTION 3. AND BE IT FURTHER ENACTED, That nothing in this Act shall be construed to preempt a county or municipal government from enacting and enforcing more stringent measures to reduce involuntary exposure to environmental tobacco smoke.~~

SECTION 4. ~~3.~~ AND BE IT FURTHER ENACTED, That this Act shall take effect ~~October 1, 2007~~ ~~January 1, 2008~~ October 1, 2007.

Approved by the Governor, May 17, 2007.

CHAPTER 503

(Senate Bill 101)

AN ACT concerning

Nursing Facilities - Quality Assessment - Medicaid Reimbursement

FOR the purpose of authorizing the Department of Health and Mental Hygiene to impose a quality assessment on certain nursing facilities; providing that a certain continuing care operation is not subject to a certain quality assessment; providing for the terms of the assessment; requiring a certain assessment to be paid to the State Comptroller at a certain time; providing that the payment of the assessment by the nursing facility shall be based on a certain not receipts amount per non-Medicare day of service; ~~requiring the Department to use~~ providing for the distribution of the amounts collected to a special fund, to be used only to fund reimbursements to nursing facilities under the Medicaid program; providing that the quality assessment funds allocated for Medicaid reimbursement of nursing facilities are to be in addition to and not to supplant funds already appropriated for this purpose; ~~requiring the Department to develop certain accountability measures on which the distribution of certain revenues may be based;~~ requiring the Department to adopt certain regulations; ~~defining a certain term;~~ requiring the Department to seek certain approval for excluding a ~~continuing care facility from the definition of nursing facility;~~ nursing home bed in a certain continuing care retirement community; authorizing the Department to modify certain elements that determine the quality assessment under certain circumstances; making this Act subject to a certain contingency; providing for the termination of this Act; requiring the