

CHAPTER 659

(Senate Bill 696)

AN ACT concerning

**Nursing Facilities – Civil Money Penalties —~~Correction~~ and Field Verification of Maryland Medical Assistance Program Participants**

FOR the purpose of requiring the Department of Health and Mental Hygiene to pay certain facilities a certain amount within a certain time after a field verification; requiring that amounts not in dispute due from certain facilities after field verifications shall be paid by the facilities within a certain time; providing for an extension of the time to make certain payments under certain circumstances; specifying that amounts determined to be due to or from certain facilities following a certain appeal shall be subject to an award of interest; specifying that for reimbursement purposes certain interest paid by a facility is not an allowable cost, and certain interest received by a facility is not subject to offset or reduction against otherwise reimbursable costs of the facility; altering certain judicial appeal procedures; limiting the amount of a civil money penalty to be imposed on a nursing facility; clarifying that a civil money penalty imposed shall be stayed during an administrative appeal; requiring the Secretary of Health and Mental Hygiene to conform certain regulations to the limitations and clarifications provided by this Act; making technical corrections in certain cross-references; and generally relating to the imposition of civil money penalties on nursing facilities and field verification of certain participants in the Maryland Medical Assistance Program.

BY repealing and reenacting, without amendments,

Article – Health – General

Section 19-1401, 19-1402, 19-1403, 19-1404, 19-1407, and 19-1408

Annotated Code of Maryland

(1990 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Health – General

Section ~~15-108~~, 19-1405, 19-1406, and 19-1409

Annotated Code of Maryland

(1990 Replacement Volume)

BY repealing

Article – Health – General

Section 19-1410

Annotated Code of Maryland

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