

## AMENDMENTS TO HOUSE BILL NO. 2291

Sponsor: REPRESENTATIVE NELSON

Printer's No. 3419

1 Amend Bill, page 1, line 4, by inserting after "definitions"  
2 and for right to enter and inspect

3 Amend Bill, page 1, line 9, by inserting after "amended"  
4 and the section is amended by adding a definition

5 Amend Bill, page 1, by inserting between lines 11 and 12

6 "Office of the State Long-Term Care Ombudsman" means the  
7 Office of the State Long-Term Care Ombudsman established in the  
8 Department of Aging of the Commonwealth.  
9 \* \* \*

10 Amend Bill, page 2, line 3, by striking out the colon after  
11 "include" and inserting

12 a premises or part of a premises that does not provide  
13 supervision or personal assistance for a continuous period  
14 exceeding twenty-four hours, including:

15 Amend Bill, page 2, lines 12 through 14, by striking out  
16 "without the" in line 12, all of line 13 and "lease or rental  
17 agreement" in line 14

18 Amend Bill, page 2, by inserting between lines 15 and 16

19 Section 2. Section 1016 of the act is amended to read:

20 Section 1016. Right to Enter and Inspect.--(a) For the  
21 purpose of determining the suitability of the applicants and of  
22 the premises or whether or not any premises in fact qualifies as  
23 a facility as defined in section 1001 of this act or the  
24 continuing conformity of the licensees to this act and to the  
25 applicable regulations of the department, any authorized agent  
26 of the department shall have the right to enter, visit and  
27 inspect any facility licensed or requiring a license under this  
28 act and shall have full and free access to the records of the  
29 facility and to the individuals therein and full opportunity to  
30 interview, inspect or examine such individuals.

1       **(b) In addition to the department, the Office of the State**  
2 **Long-Term Care Ombudsman may advocate on behalf of a resident**  
3 **challenging an operator who intentionally develops a program of**  
4 **services and care delivery to avoid licensure under this act.**

5       **(c)** An authorized agent of the department shall also confer  
6 with the operators of facilities regarding the minimum standards  
7 of the department, encourage the adoption of higher standards  
8 and recommend methods of improving care and services.

9       Amend Bill, page 2, line 16, by striking out "2" and  
10 inserting

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