

1 TO THE HONORABLE SENATE:

2 The Committee on Health and Welfare to which was referred House Bill
3 No. 921 entitled “An act relating to nursing home oversight” respectfully
4 reports that it has considered the same and recommends that the Senate
5 propose to the House that the bill be amended by striking out Secs. 3, transfer
6 of ownership; expedited certificate of need process, and 4, effective dates, in
7 their entirety and inserting in lieu thereof the following:

8 Sec. 3. TRANSFER OF NURSING HOME OWNERSHIP; INTERIM
9 REVIEW PROCESS

10 (a) The Secretary of Human Services shall develop a process by which the
11 Agency of Human Services shall accept and review applications for transfers
12 of ownership of nursing homes in lieu of the certificate of need process,
13 including:

14 (1) examining the potential buyer’s financial and administrative capacity
15 to purchase and operate the nursing home in a manner that will provide high-
16 quality services and a safe and stable environment for nursing home residents;

17 (2) allowing the Agency of Human Services 30 calendar days from the
18 date the application is complete to review the application and to request and
19 obtain any additional information the Agency deems necessary in order to
20 approve or deny the application for transfer of nursing home ownership;
21 provided that the time during which the applicant is responding to the

1 Agency's request for additional information shall not be included within the
2 Agency's 30-day review period; and

3 (3) requiring the Agency of Human Services to issue a written decision
4 approving or denying the application for transfer of nursing home ownership
5 within 45 calendar days following the 30-day review period.

6 (b) Applicants who filed a letter of intent or application for a certificate of
7 need with the Green Mountain Care Board for transfer of nursing home
8 ownership on or before July 1, 2018 may elect to have the proposed transfer
9 reviewed under the process established in subsection (a) of this section in lieu
10 of continuing with the certificate of need process. Any such applicant shall file
11 an application with the Agency of Human Services in accordance with the
12 process established by the Secretary.

13 Sec. 4. EFFECTIVE DATES

14 (a) Sec. 1 (Nursing Home Oversight Working Group) and this section shall
15 take effect on passage.

16 (b) Sec. 2 (18 V.S.A. § 9434) shall take effect on July 1, 2018 and shall
17 apply to all transfers of ownership initiated on or after that date.

18 (c) Sec. 3 (transfer of nursing home ownership; interim review process)
19 shall take effect on July 1, 2018.

1 (Committee vote: _____)

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Senator _____

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FOR THE COMMITTEE