

1 S.14

2 Introduced by Senator Ashe

3 Referred to Committee on Health and Welfare

4 Date: January 16, 2019

5 Subject: Health; home health agencies; certificate of need; moratorium

6 Statement of purpose of bill as introduced: This bill proposes to extend until

7 January 1, 2022 the moratorium on home health agency certificates of need.

8 An act relating to extending the moratorium on home health agency  
9 certificates of need

10 It is hereby enacted by the General Assembly of the State of Vermont:

11 Sec. 1. 2010 Acts and Resolves No. 83, Sec. 2, as amended by 2013 Acts and  
12 Resolves No. 65, Sec. 1 and 2016 Acts and Resolves No. 117, Sec. 2, is further  
13 amended to read:

14 Sec. 2. CERTIFICATE OF NEED WORK GROUP; MORATORIUM

15 \* \* \*

16 (d) Notwithstanding any other provision of law, no CON shall be granted  
17 for the offering of home health services, which includes hospice, or for a new  
18 home health agency during the period beginning on the effective date of this  
19 act and continuing through January 1, 2020 ~~2022~~ 2025, or until the General  
20 Assembly lifts the moratorium after considering a progress report on the Green

1 Mountain Care Board's implementation of its health care reform initiatives and  
2 health planning function and how they relate to home health agencies,  
3 whichever occurs first; provided, however, that the moratorium established  
4 pursuant to this subsection shall not apply to a continuing care retirement  
5 community that has been issued a certificate of authority or to a licensed home  
6 for the persons who are terminally ill as defined in 33 V.S.A. § 7102.

7 \* \* \*

8 Sec. 2. 2013 Acts and Resolves No. 65, Sec. 2, as amended by 2016 Acts and  
9 Resolves No. 117, Sec. 3, is further amended to read:

10 Sec. 2. PERIODIC HEALTH PLANNING FUNCTION PROGRESS  
11 REPORTS

12 For as long as the moratorium continues for certificates of need for the  
13 offering of home health services, as established in 2010 Acts and Resolves  
14 No. 83, Sec. 2; and as amended by 2013 Acts and Resolves No. 65, Sec. 1,  
15 2016 Acts and Resolves No.117, Sec. 2, and this act, the Green Mountain Care  
16 Board shall provide to the House Committees on Health Care and on Human  
17 Services and the Senate Committee on Health and Welfare any progress  
18 reports the Board generates on its implementation of its health care reform  
19 initiatives and health planning function and how they relate to home health  
20 agencies.

1       Sec. 3. EFFECTIVE DATE

2       This act shall take effect on July 1, 2019.