

1 S.14

2 Introduced by Senator Ashe

3 Referred to Committee on

4 Date:

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

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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, 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.

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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.

1 TO THE HONORABLE SENATE:

2 The Committee on Health and Welfare to which was referred Senate Bill
3 No. 14 entitled “An act relating to extending the moratorium on home health
4 agency certificates of need” respectfully reports that it has considered the same
5 and recommends that the bill be amended in Sec. 1, certificate of need work
6 group; moratorium, in subsection (d), by striking out “2022” and inserting in
7 lieu thereof “2025”, and that when so amended the bill ought to pass.

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14 (Committee vote: 5-0-0)

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Senator Westman

FOR THE COMMITTEE