

1 S.189

2 Senators Lyons, Weeks, Gulick, Hardy, and Williams move that the bill  
3 be amended by inserting a new Sec. 3 after Sec. 2 to read as follows:

4 Sec. 3. 33 V.S.A. § 6309 is added to read:

5 § 6309. STAFF SAFETY; DISCHARGE FROM SERVICE

6 If an individual was previously discharged from service by a home health  
7 agency to protect the safety of staff in accordance with the rules adopted by the  
8 Department of Disabilities, Aging, and Independent Living pursuant to  
9 subsection 6303(a) of this chapter, and the behavior or conditions causing the  
10 discharge cannot be mitigated or eliminated, a home health agency may:

11 (1) deny a subsequent admission; or

12 (2) decline to send a home health agency employee to make a visit if the  
13 home health agency has reason to believe that the individual who exhibited the  
14 behavior that resulted in the discharge is present in the home.

15 and by renumbering the remaining section to be numerically correct.