

HB 1620 -- Assisted Living Facilities

Sponsor: Sutherland

This bill changes the laws regarding assisted living residences. The term "residential care facility I" as it applies to long-term care provided to the elderly and disabled is changed to "residential care facility" and the term "residential care facility II" is changed to "assisted living facility." The bill also:

(1) Defines "assisted living facility" as any premises other than a residential care facility, intermediate care facility, or skilled nursing facility that provides or coordinates 24-hour care and protective oversight to three or more residents. Care may include the provision of shelter, board, and assistance with any activities of daily living or supervision of health care under the direction of a licensed physician;

(2) Defines the terms "community based assessment," "dementia," "activities of daily living," "instrumental activities of daily living," "shared responsibility agreement," and "social model of care";

(3) Requires an assisted living facility to provide for or coordinate oversight and services to meet the needs of a resident as provided for in a written contract signed by the resident or other responsible party;

(4) Prohibits an assisted living facility from accepting an individual who is a danger to self or others, requires physical or chemical restraint, requires more than one person to simultaneously assist the resident in daily activities, or is bed-bound;

(5) Requires an assisted living facility to provide staff in appropriate numbers and with appropriate skills to provide 24-hour care to residents;

(6) Requires an assisted living facility to keep a written plan for the protection of all residents in the event of a disaster;

(7) Requires an assisted living facility to complete a resident assessment upon admission, at least annually, and whenever a significant change has occurred in the resident's condition;

(8) Requires the use of a personal electronic monitoring device for any resident of an assisted living facility whose physician recommends its use;

(9) Prohibits any facility from naming or advertising itself as an assisted living facility without obtaining a license from the Department of Health and Senior Services; and

(10) Requires the department to develop rules to ensure compliance with the provisions of the bill.