

**Department of Planning and Budget**  
**2010 Fiscal Impact Statement**

**1. Bill Number:** SB 339

House of Origin    ☐ Introduced       ☐ Substitute       ☐ Engrossed  
Second House       ☒ In Committee    ☐ Substitute       ☐ Enrolled

**2. Patron:**        Hanger

**3. Committee:** Health, Welfare and Institutions

**4. Title:**         Adult facilities; interviews with residents of facilities seeking licensure by DSS

**5. Summary:** The substitute of this bill provides that interviews with residents of facilities or programs licensed or seeking licensure by the Department of Social Services must be (i) authorized by the person to be interviewed or his legally authorized representative and (ii) limited to discussion of issues related to the applicant's or licensee's compliance with applicable laws and regulations, including ascertaining if assessments and reassessments of residents' cognitive and physical needs are performed as required under regulations of the Board. This bill also sets forth inspection requirements for assisted living facilities, and provides that incident report filed by an assisted living facility, pursuant to regulations adopted by the Board of Social Services, for any major incident that negatively affects or threatens the life, health, safety or welfare of any resident of the facility shall not be considered a complaint, but may trigger an investigation including an onsite visit if the Commissioner finds an investigation is necessary. The bill also contains an enactment clause that by November 1, 2010, the Department of Social Services must develop and unambiguously communicate specific criteria by which the department issues one-, two-, and three-year assisted living facility licenses.

**6. No Fiscal Impact**

**7. Budget Amendment Necessary:** No

**8. Fiscal Implications:** None

**9. Specific Agency or Political Subdivisions Affected:**  
Department of Social Services

**10. Technical Amendment Necessary:** No

**11. Other Comments:** None

**Date:** 2/10/2010

**Document:** G:\2010 Fiscal Year\10 General Assembly\2010 EFIS\SB339s1.Doc