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HOUSE BILL NO. 2258

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the House Committee on Health, Welfare and Institutions
on February 5, 2015)

(Patron Prior to Substitute—Delegate Head)

*A BILL to amend and reenact § 32.1-330 of the Code of Virginia, relating to preadmission screenings for nursing facility services.***Be it enacted by the General Assembly of Virginia:****1. That § 32.1-330 of the Code of Virginia is amended and reenacted as follows:****§ 32.1-330. Preadmission screening required.**

All individuals who will be eligible for community or institutional long-term care services as defined in the state plan for medical assistance shall be evaluated to determine their need for nursing facility services as defined in that plan. The Department shall require a preadmission screening of all individuals who, at the time of application for admission to a certified nursing facility as defined in § 32.1-123, are eligible for medical assistance or will become eligible within six months following admission. For community-based screening for adults, the screening team shall consist of a nurse shall be performed by a licensed health care provider, social worker or other assessor designated by the Department, and physician who are employees of the Department of Health, the local department of health, or the local department of social services or a team of licensed physicians, nurses, and social workers or an individual or entity with whom the Department of Health, the local department of health, or the local department of social services has entered into a contract for performance of such screenings. For community-based screening for children, the screening shall be performed by an individual or entity with whom the Department has entered into a contract for the performance of such screenings. For clients at the Woodrow Wilson Rehabilitation Center (WWRC) for WWRC clients only, the screening shall be performed by a member of a team of licensed physicians, nurses, and social workers at the WWRC. For institutional screening, the Department shall may contract with acute care hospitals. The Department shall contract with other public or private entities to conduct required track and monitor requests for all community-based and other institutional long-term care screenings or shall contract with one or more vendors to track and monitor requests for screenings and shall report such information to the Secretary. The Department shall contract with public or private entities to conduct required community-based screenings for adults in addition to or in lieu of the screening teams described in individuals or entities authorized to conduct screenings pursuant to this section in jurisdictions in which the screening team has been unable to complete screenings of individuals are not completed within 30 21 days of such individuals' individual's application for admission.

2. That the Board of Medical Assistance Services shall promulgate regulations to implement the provisions of this act to be effective within 280 days of its enactment.**3. That the Board may implement any changes necessary to implement the provisions of this act upon its passage and prior to the promulgation of regulations necessary to implement the provisions of this act.****4. That the Department of Medical Assistance Services shall identify, by July 1, 2016, those jurisdictions in which preadmission screenings for adults required by § 32.1-330 of the Code of Virginia are not completed within 21 days of such individual's application for admission to a certified nursing facility and shall determine, for those jurisdictions, (i) the number of screenings that are not completed within 21 days of the individual's application for admission and (ii) for each screening that is not completed within 21 days of the individual's application for admission, the total number of days that elapsed between the application for admission and completion of the screening.****5. That the provisions of this act requiring the Department of Medical Assistance Services to contract with public or private entities to conduct community-based screenings for adults in addition to or in lieu of the individuals or entities authorized to conduct screenings pursuant to § 32.1-330 of the Code of Virginia as amended by this act in jurisdictions in which the individuals or entities authorized to conduct screenings fail to complete screenings within 21 days of the individual's application for admission to a certified nursing facility shall become effective January 1, 2017.**

HOUSE SUBSTITUTE

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