

## Nursing Home

### **AN ACT ADJUSTING THE STATE BUDGET FOR THE BIENNIUM ENDING JUNE 30, 2023 Bill No. 5506**

<https://www.cga.ct.gov/2022/TOB/H/PDF/2022HB-05506-R00-HB.PDF>

- Up to \$40,000,000 to the Department of Social Services, for Medicaid, for the fiscal year ending June 30, 2022, for nursing home settlement (temporary rate increases);
- Up to \$2,500,000 to the Department of Social Services, for Medicaid, for each of the fiscal years ending June 30, 2022, and June 30, 2023, for social worker staffing at nursing homes;
- Sec. 244. Section 321 of public act 21-2 of the June special session is repealed and the following is substituted in lieu thereof (Effective from passage): The Commissioner of Social Services shall, within the ten million dollars in federal funds allocated to the Department of Social Services pursuant to section 1 of special act 21-1, in accordance with the provisions of Subtitle M of Title IX of the American Rescue Plan Act of 2021, P.L. 117-2, as amended from time to time, provide temporary financial relief to nursing home facilities.

### **AN ACT CONCERNING PENALTIES FOR UNAUTHORIZED USE OF RATE INCREASES EARMARKED FOR STAFF WAGE ENHANCEMENTS AT NURSING HOME FACILITIES**

<https://www.cga.ct.gov/2022/TOB/S/PDF/2022SB-00281-R02-SB.PDF>

- (NEW) (Effective from passage) (a) In addition to any applicable recoupment or rate decrease pursuant to any other provision of the general statutes, a nursing home facility that receives a rate increase for wage enhancements for facility employees may also be assessed a civil penalty if the facility fails to use the rate increase for that purpose. The Department of Social Services may assess a civil penalty upon completion of a department audit conducted in accordance with the nursing home facility's Medicaid provider enrollment agreements. The civil penalty assessed pursuant to this section shall not exceed an amount greater than fifty per cent of the total dollar amount of the rate increase received by the nursing home facility but not used for wage enhancements for facility employees. (b) The department, in its sole discretion, may enter into a recoupment schedule with a nursing home facility so as not to negatively impact patient care. Any nursing home facility subject to a civil penalty assessed in accordance with this section may request a rehearing pursuant to subsection (b) of section 17b-238 of the general statutes. The provisions of this section shall apply to all rate increases for wage enhancements received by nursing home facilities pursuant to the provisions of section 323 of public act 21-2 of the June special session prior to the effective date of this section.

### **AN ACT CONCERNING CERTIFICATES OF NEED FOR LONG-TERM CARE FACILITIES**

<https://www.cga.ct.gov/2022/FC/PDF/2022SB-00290-R000399-FC.PDF>

### **AN ACT CONCERNING TEMPORARY NURSING SERVICES AGENCIES, REPORTING OF INVOLUNTARY TRANSFERS AND DISCHARGES FROM NURSING HOMES AND RESIDENTIAL CARE HOMES, ELDER ABUSE TRAINING, LEGAL RIGHTS OF LONG-TERM CARE APPLICANTS AND A STUDY OF MANAGED RESIDENTIAL COMMUNITY ISSUES.**

<https://www.cga.ct.gov/2022/FC/PDF/2022HB-05313-R000593-FC.PDF>

*Section 4* of the bill requires DSS, in consultation with DPH, to evaluate the rates charged by temporary nursing services agencies to a nursing home facility for temporary nursing services, and to determine whether and what changes may be needed in the regulation of such rates. The report is due to the HS, AGE, and OH committees by October 1, 2023. (*Effective July 1, 2022*) *Section 1* (e) requires temporary nursing services agencies to submit a form by July 1, 2023, in a manner prescribed by the DPH Commissioner, in consultation with the DSS Commissioner, of an annual cost report for the previous calendar year (*Effective July 1, 2022*)

Sec. 4. (*Effective July 1, 2022*) (a) As used in this section, (1) "nursing home facility" has the same meaning as provided in section 19a-490 of the general statutes, and (2) "nursing personnel", "temporary nursing services" and "temporary nursing services agency" have the same meanings as provided in section 1 of this act. The Commissioner of Social Services, in consultation with the Commissioner of Public Health, shall evaluate the rates charged by a temporary nursing services agency to a nursing home facility for temporary nursing services to determine whether and what changes may be needed in the regulation of such rates to ensure that a nursing home facility has adequate nursing personnel.

#### RESIDENTIAL CARE HOMES

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<https://www.cga.ct.gov/2022/TOB/H/PDF/2022HB-05506-R00-HB.PDF>

- T1309 Provide Support for Residential Care Homes (RCH) 3,700,000

#### INTERMEDIATE CARE FACILITY / DDS

##### **AN ACT ADJUSTING THE STATE BUDGET FOR THE BIENNIUM ENDING JUNE 30, 2023 Bill No. 5506**

<https://www.cga.ct.gov/2022/TOB/H/PDF/2022HB-05506-R00-HB.PDF>

- **Sec. 232.** (*Effective July 1, 2022*) Notwithstanding the provisions of section 17b-340 of the general statutes, the Commissioner of Social Services shall increase the minimum per diem, per bed rate to five hundred one dollars for a residential facility licensed pursuant to section 17a-227 of the general statutes and certified to participate in the Title XIX Medicaid program as an intermediate care facility for individuals with intellectual disability.

##### **AN ACT CONCERNING THE DEPARTMENT OF PUBLIC HEALTH'S RECOMMENDATIONS REGARDING VARIOUS REVISIONS TO THE PUBLIC HEALTH STATUTES Bill No. 5500**

<https://www.cga.ct.gov/2022/amd/H/pdf/2022HB-05500-R00HA-AMD.pdf>

- **Sec. 10.** Subsection (a) of section 19a-497 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2022*): (a) Each institution shall, upon receipt of a notice of intention to strike by a labor organization representing the employees of such institution, in accordance with the provisions of the National Labor Relations Act, 29 USC 158, file a strike contingency plan with the commissioner not later than five days before the date indicated for the strike. Such strike contingency plan shall include the institution's staffing plan for at least the first three days of such strike. The strike contingency plan shall include, but need

not be limited to, the names and titles of the individuals who will be providing services at the institution. An institution that is a residential facility for persons with intellectual disability licensed pursuant to section 17a-227 and certified to participate in the Title XIX Medicaid program as an intermediate care facility for individuals with intellectual disabilities shall submit a strike contingency plan that contains the same information as required of nursing homes.

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- **251 — COLAS FOR PROVIDERS CONTRACTING WITH DDS** - PA 21-2, June Special Session, § 341, requires OPM to allocate available funds for FYs 22 and 23 to increase rates to state-contracted providers for wage enhancements and related payroll taxes, workers compensation, and unemployment insurance expenses for employees providing services to people with intellectual disabilities who receive supports and services through DDS. Under the bill, if the OPM secretary allocates funds for these purposes and available funds remain unallocated for FYs 22 and 23, the bill requires that OPM disburse the funds as a cost-of-living adjustment (COLA) to state-contracted providers delivering services and supports through DDS.

FQHC

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<https://www.cga.ct.gov/2022/TOB/H/PDF/2022HB-05506-R00-HB.PDF>

- **§ 248 — LONG-ACTING CONTRACEPTIVES AT FEDERALLY QUALIFIED HEALTH CENTERS** - Requires the DSS commissioner to allocate \$2 million, from FY 23 federal funds allocated to the department, for the purchase and provision of long-acting reversible contraceptives by federally qualified health centers Requires the DSS commissioner to allocate \$2 million for the purchase and provision of long-acting reversible contraceptives by federally qualified health centers (FQHCs) from the federal funds allocated to the department for FY 23, according to relevant provisions of the American Rescue Plan Act of 2021. EFFECTIVE DATE: July 1, 2022

HOSPITALS

**AN ACT ADJUSTING THE STATE BUDGET FOR THE BIENNIUM ENDING JUNE 30, 2023 Bill No. 5506**

<https://www.cga.ct.gov/2022/TOB/H/PDF/2022HB-05506-R00-HB.PDF>

- **Sec. 240.** (Effective July 1, 2022) For the fiscal year ending June 30, 2023, 9496 the Commissioner of Social Services shall amend the Medicaid state plan to increase the reimbursement rate provided to chronic disease hospitals, as defined in section 19a-550 of the general statutes, by five hundred dollars per day for beds provided to patients on ventilators.
- CCMC \$15,000,000

## Other

### **AN ACT ADJUSTING THE STATE BUDGET FOR THE BIENNIUM ENDING JUNE 30, 2023 Bill No. 5506**

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- **Ambulance Service Rate Study Sec. 135.** (NEW) (Effective from passage) The Commissioner of Public Health shall proportionately adjust the rates for the conveyance and treatment of patients by licensed ambulance services and invalid coaches and the rates for certified ambulance services and paramedic intercept services established pursuant to subparagraph (A) of subdivision (9) of section 19a-177 of the general statutes in accordance with any increases made by the Commissioner of Social Services to the Bill No. LCO No. 6176 Medicaid emergency and nonemergency ambulance service rates established pursuant to section 17b-273 of the general statutes, not later than thirty days after the Commissioner of Social Services makes such increases.

### **Senate Bill 194 – AN ACT AUTHORIZING THE DEPARTMENT OF SOCIAL SERVICES TO CONTRACT WITH OTHER STATES As Amended by LCO # 6534**

This bill provides DSS with authorization to enter into up to five (5) contracts with other states.

<https://www.cga.ct.gov/2022/FC/PDF/2022SB-00194-R000138-FC.PDF>