

HB 3203-S - DIGEST

(DIGEST OF PROPOSED SUBSTITUTE)

Provides any resident who is transferred or discharged by the nursing facility and requests a fair hearing challenging the transfer or discharge shall be allowed immediate readmittance into the first gender-appropriate available bed in the nursing facility and may remain, pending the issuance of a final order at the fair hearing. However, if the resident was transferred or discharged to a hospital, the resident will be allowed immediate readmittance into the nursing facility after the attending physician determines that the resident has stabilized and that the resident's needs can be met in a nursing facility.

Provides that the resident may be readmitted pending the issuance of a final order following an appeal requested by the resident if the nursing facility determines, following an assessment, that it can meet the needs of the resident and that the health and safety of the resident or other individuals in the facility would not be jeopardized.