

# Legislative Analysis

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## **NURSING HOMES & ADULT FOSTER CARE: DISCLOSURE OF SURVEY AND INSPECTION RESULTS**

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### **House Bill 5794**

**Sponsor: Rep. Randy Richardville**

### **House Bill 5795**

**Sponsor: Rep. Tupac Hunter**

**Committee: Senior Health, Security and Retirement**

**Complete to 5-26-04**

## **A REVISED SUMMARY OF HOUSE BILLS 5794 AND 5795 AS INTRODUCED 4-21-04**

House Bill 5794 would amend the Public Health Code (MCL 333.20155) to specify that the Department of Community Health transmit to a nursing home a written copy of the results of each visit and survey conducted within 30 days after the visit. The nursing home would then be required to provide each nursing home resident or the resident's family with a copy of the results. The department would also have to post the results in a searchable format on the department's web site. (The nursing home must already post survey reports in a conspicuous place for public review.) In addition, the bill would require that, before issuing or renewing a license, the department review the most recent inspection, survey, and evaluation of that facility, and any written determination made concerning a complaint filed with the past two years.

House Bill 5795 would amend the Adult Foster Care Facility Licensing Act (MCL 400.711 and 400.713) to require the Family Independence Agency to transmit a written copy of each inspection report on an adult foster care facility to the licensee or applicant within 30 days after an inspection was conducted. The adult foster care facility would then be required to provide each resident or the resident's family with a copy of the inspection report. Further, inspection reports would have to be posted in a searchable format on the department's web site. (The facility must already make inspection reports available for public inspection during reasonable business hours.) The bill would also require that, before issuing or renewing a license, the FIA review the most recent inspection report and any written determination concerning a complaint filed within the past two years.

The bills are tie-barred so that neither could become law unless both were enacted.

## **FISCAL IMPACT:**

House Bill 5794 will require inspection report mailings to approximately 431 licensed nursing homes. House Bill 5795 will require inspection report mailings to approximately 3,573 adult foster care licensees. The combined fiscal impact of both bills on the State of Michigan could potentially result in increased annual costs of \$9,000 to \$11,000 for

copying and mailing costs. Other costs to distribute reports to the residents or their families will be born by the licensees. Note that the adult foster care facility inspection reports are already available through the Family Independence Agency Internet web site, which could reduce the distribution costs by a small, but indeterminate, amount.

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