

SENATE No. 400

The Commonwealth of Massachusetts

PRESENTED BY:

Julian Cyr

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to promoting the betterment of resident health and safety in long term care facilities.

PETITION OF:

| NAME: | DISTRICT/ADDRESS: | |
|---------------------------------|--|------------------|
| <i>Julian Cyr</i> | <i>Cape and Islands</i> | |
| <i>Mathew J. Muratore</i> | <i>1st Plymouth</i> | <i>3/8/2021</i> |
| <i>Angelo J. Puppolo, Jr.</i> | <i>12th Hampden</i> | <i>3/8/2021</i> |
| <i>Anne M. Gobi</i> | <i>Worcester, Hampden, Hampshire and Middlesex</i> | <i>3/8/2021</i> |
| <i>Carmine Lawrence Gentile</i> | <i>13th Middlesex</i> | <i>3/15/2021</i> |
| <i>Joanne M. Comerford</i> | <i>Hampshire, Franklin and Worcester</i> | <i>3/19/2021</i> |
| <i>Bruce E. Tarr</i> | <i>First Essex and Middlesex</i> | <i>3/25/2021</i> |

SENATE No. 400

By Mr. Cyr, a petition (accompanied by bill, Senate, No. 400) of Julian Cyr, Mathew J. Muratore, Angelo J. Puppolo, Jr., Anne M. Gobi and other members of the General Court for legislation relative to promote the betterment of resident health and safety in long term care facilities. Elder Affairs.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Second General Court
(2021-2022)**

An Act relative to promoting the betterment of resident health and safety in long term care facilities.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Section 1. Chapter 111 of the Massachusetts General Laws is hereby amended by
2 inserting the following new sections after Section 72BB:-

3 Section 72CC. The department, through its division of health care facility licensure and
4 certification, shall establish and implement a prescribed process and program for providing
5 training and education to providers licensed by the department. The department shall consult
6 with the industry trade associations, before requiring any new regulatory guidance, regulation,
7 interpretation, program letter or memorandum, or any other materials used in surveyor training to
8 survey licensed providers.

9 The process, training, and education shall include, but not be limited to, the following:

10 (1) annual training for long term care facilities on the licensure and certification process.

11 This training shall include, but not be limited to, the department’s interpretation of the general
12 laws, rules, regulations, procedures, and policies concerning the licensure and certification
13 process for such long-term care facilities;

14 (2) biannual training of long-term care providers on the most frequently cited
15 deficiencies, identified deficiency trends, both state and federal, and best practices to ensure
16 resident quality of care; and

17 (3) training of long-term care providers and the department survey inspectors jointly on
18 the department's new expectations; and

19 Training shall be interactive, with the sharing of information and recommendations
20 between long term care facilities and the department on issues and topics.