

HOUSE No. 627

The Commonwealth of Massachusetts

PRESENTED BY:

Denise C. Garlick

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 promoting the betterment of resident health and safety in long term care facilities.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Denise C. Garlick</i>	<i>13th Norfolk</i>	<i>1/17/2023</i>
<i>Rodney M. Elliott</i>	<i>16th Middlesex</i>	<i>2/23/2023</i>
<i>Mathew J. Muratore</i>	<i>1st Plymouth</i>	<i>2/23/2023</i>
<i>David Henry Argosky LeBoeuf</i>	<i>17th Worcester</i>	<i>2/23/2023</i>
<i>Lindsay N. Sabadosa</i>	<i>1st Hampshire</i>	<i>2/23/2023</i>
<i>Paul McMurtry</i>	<i>11th Norfolk</i>	<i>2/23/2023</i>
<i>James C. Arena-DeRosa</i>	<i>8th Middlesex</i>	<i>3/1/2023</i>
<i>Natalie M. Higgins</i>	<i>4th Worcester</i>	<i>3/1/2023</i>
<i>David Paul Linsky</i>	<i>5th Middlesex</i>	<i>3/1/2023</i>
<i>William C. Galvin</i>	<i>6th Norfolk</i>	<i>3/1/2023</i>
<i>Russell E. Holmes</i>	<i>6th Suffolk</i>	<i>3/7/2023</i>
<i>Angelo J. Puppolo, Jr.</i>	<i>12th Hampden</i>	<i>3/7/2023</i>
<i>Kimberly N. Ferguson</i>	<i>1st Worcester</i>	<i>3/7/2023</i>
<i>Edward R. Philips</i>	<i>8th Norfolk</i>	<i>3/7/2023</i>
<i>William J. Driscoll, Jr.</i>	<i>7th Norfolk</i>	<i>3/7/2023</i>
<i>Alice Hanlon Peisch</i>	<i>14th Norfolk</i>	<i>3/24/2023</i>
<i>Simon Cataldo</i>	<i>14th Middlesex</i>	<i>4/10/2023</i>
<i>Josh S. Cutler</i>	<i>6th Plymouth</i>	<i>4/22/2023</i>

HOUSE No. 627

By Representative Garlick of Needham, a petition (accompanied by bill, House, No. 627) of Denise C. Garlick and others that the Division of Health Care Facility Licensure and Certification be authorized to establish a program for training and education for certain licensed providers. Elder Affairs.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act 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 General Laws is hereby amended by inserting after
2 section 72BB the following section:

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 long term care providers licensed by the department under section 72.
6 The training and education programs may include: infection prevention and control;
7 development, implementation, adherence and review of comprehensive resident care plans; falls
8 prevention; procedures to ensure timely notification of changes in a resident’s condition to the
9 resident’s primary care physician; the prevention of abuse and neglect; development and
10 implementation of a program to minimize the danger of workplace violence to employees; and
11 review of the survey and inspection process. The department shall consult with the industry trade
12 associations, before requiring any new regulatory guidance, regulation, interpretation, program

13 letter or memorandum or any other materials used in surveyor training to survey licensed
14 providers.

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

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

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

20 (ii) biannual training of long-term care providers on the most frequently cited
21 deficiencies, identified deficiency trends, both state and federal, and best practices to ensure
22 resident quality of care; and

23 (iii) training of long-term care providers and the department survey inspectors jointly on
24 the department's new expectations.

25 Trainings shall be interactive, with the sharing of information and recommendations
26 between long term care facilities and the department on issues and topics.