

Adopted	Rejected
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## COMMITTEE REPORT

YES:	21
NO:	0

### MR. SPEAKER:

*Your Committee on Ways and Means, to which was referred Senate Bill 460, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1           Page 9, delete lines 12 through 16, begin a new paragraph and
- 2           insert:
- 3           "SECTION 15. IC 16-18-2-331.7 IS ADDED TO THE INDIANA
- 4           CODE AS A **NEW** SECTION TO READ AS FOLLOWS
- 5           [EFFECTIVE JULY 1, 2011]: **Sec. 331.7. "Small house health**
- 6           **facility", for purposes of IC 16-28-16, has the meaning set forth in**
- 7           **IC 16-28-16-4."**
- 8           Page 10, line 5, delete "law as of" and insert "**law**".
- 9           Page 10, line 6, delete "July 1, 2011,".
- 10          Page 13, between lines 36 and 37, begin a new paragraph and insert:
- 11          "**Sec. 4. As used in this chapter, "small house health facility"**
- 12          **means a freestanding, self-contained comprehensive care health**
- 13          **facility that has the following characteristics:**
- 14                 **(1) Has at least ten (10) and not more than twelve (12) private**
- 15                 **resident rooms in one (1) structure that has the appearance of**

1           **a residential dwelling that is not more than eight thousand**  
 2           **(8,000) square feet and includes the following:**

3           **(A) A fully accessible private bathroom for each resident**  
 4           **room that includes a toilet, sink, and roll in shower with a**  
 5           **seat.**

6           **(B) A common area living room seating area.**

7           **(C) An open full-sized kitchen where one hundred percent**  
 8           **(100%) of the resident's meals are prepared.**

9           **(D) A dining room that has one (1) table large enough to**  
 10           **seat each resident of the dwelling and at least two (2) staff**  
 11           **members.**

12           **(E) Access to natural light in each habitable space.**

13           **(2) Does not include the following characteristics of an**  
 14           **institutional setting:**

15           **(A) A nurse's station.**

16           **(B) Room numbering or other signs that would not be**  
 17           **found in a residential setting.**

18           **(3) Provides self-directed care.**

19           **Sec. 5. Section 6 of this chapter does not apply to a small house**  
 20           **health facility approved under section 8 of this chapter."**

21           Page 13, line 37, delete "4." and insert "6."

22           Page 13, line 37, after "in" insert "section 5 of this chapter and".

23           Page 14, line 35, delete "5." and insert "7."

24           Page 14, between lines 38 and 39, begin a new paragraph and insert:  
 25           **"Sec. 8. (a) A person planning to construct a small house health**  
 26           **facility shall apply to the state department for a license under this**  
 27           **article.**

28           **(b) An applicant under this section, including an entity related**  
 29           **to the applicant through common ownership or control, may apply**  
 30           **to the office of Medicaid policy and planning for certification for**  
 31           **not more than fifty (50) comprehensive care beds for small house**  
 32           **health facilities per year.**

33           **(c) The office of Medicaid policy and planning may not approve**  
 34           **certification of more than one hundred (100) new comprehensive**  
 35           **care beds designated for small house health facilities per year.**

36           **(d) The office of Medicaid policy and planning shall approve an**  
 37           **application for Medicaid certification for a small house health**  
 38           **facility:**

- 1           **(1) in the order of the completed application date; and**
- 2           **(2) if the applicant meets the definition of a small house health**
- 3           **facility and the requirements of this section.**

4           **(e) A person that fails to complete construction and begin**  
 5           **operation of a small house comprehensive care health facility**  
 6           **within twelve (12) months after the office of Medicaid policy and**  
 7           **planning's approval of the application forfeits the person's right to**  
 8           **the Medicaid certified comprehensive care beds approved by the**  
 9           **office of Medicaid policy and planning if:**

- 10           **(1) another person has applied to the office of Medicaid policy**  
 11           **and planning for approval of certified comprehensive care**  
 12           **beds for participation in the state Medicaid program at least**  
 13           **(1) small house health facility; and**
- 14           **(2) the person's application was denied for the sole reason that**  
 15           **the maximum number of Medicaid certified comprehensive**  
 16           **care beds specified in subsection (c) had been approved for**  
 17           **small house health facilities."**

18           Page 14, line 39, delete "6." and insert "9."

19           Page 14, delete lines 40 through 42.

20           Delete pages 15 through 17.

21           Re-number all SECTIONS consecutively.

(Reference is to SB 460 as reprinted February 22, 2011.)

**and when so amended that said bill do pass.**

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Representative Espich