

Hall of the House of Representatives

87th General Assembly - Regular Session, 2009

Amendment Form

Subtitle of House Bill No. 1232

"AN ACT TO CREATE THE LONG-TERM CARE QUALITY IMPROVEMENT ACT."

Amendment No. 6 to House Bill No. 1232.

Amend House Bill No. 1232 as engrossed, H2/9/09 (version: 02-09-2009 09:22):

Page 2, delete line 23 and substitute the following:

"(a)(1) A long-term care facility may appoint members to serve as a duly appointed Quality"

AND

Page 3, delete lines 1 and 2 and substitute the following:

"dates of the meetings shall be documented and maintained."

AND

Page 3, delete lines 31 through 33 and substitute the following:

"(D) Incident and accident reports;

(E) The long-term care facility's operating budgets; or

(F) Records of the Quality Assurance Committee's meeting

dates.

(2) Without waiving any privilege, appointments to the Quality Assurance Committee are available to the attorney General's Medicaid Fraud Unit.

(3) A person who testifies before the Quality Assurance"

AND

Page 5, lines 4 through 14 and substitute the following:

"(c)(1) This section does not apply to or affect the discovery or admissibility into evidence in a civil proceeding of the following records:

(A) Records or reports made in the regular course of business by a long-term care facility or other health care provider that are not created by or for the Quality Assurance Committee;

(B) Records or reports otherwise available from original sources including without limitation, the medical record of specific residents;

(C) Records or reports required to be kept by applicable



law or regulation that are not created by or for the Quality Assurance Committee;

(D) Incident and accident reports;

(E) The long-term care facility's operating budgets; or

(F) Records of the Quality Assurance Committee's meeting

dates.

(2) Without waiving any privilege appointments to the Quality Assurance Committee are available to the attorney General's Medicaid Fraud Unit."

The Amendment was read _____

By: Representative Overbey
MGF/KSW - 02-10-2009 10:29
MGF145

Chief Clerk