

## **ACTION REQUIRED**

### **SB 244 (Romero), CHAPTERED 454, STATUTES OF 2005**

**Affects:** Continuing Care Retirement Communities (CCRCs)

**Subject:** Resident Rights

**Summary:** Amends Health and Safety Code Sections 1771.7 and 1788

H&SC section 1771.7 provides additional rights to residents and requires providers to post those rights in a prominent place in the continuing care retirement community (CCRC). It will require providers to respond within 20 working days to a written request or concern of the resident association. It will also allow for the imposition of a \$150 civil penalty for violations under this section.

H&SC section 1788 requires continuing care contracts to specify providers' transfer processes and provide a statement of the providers' billing practices. It also affords residents the right to request the Department to review those processes if the transfer is disputed.

#### **Implementation:**

These statutory requirements are effective January 1, 2006. Providers have been notified of the new provisions and need for contract revisions and addenda for existing residents. Most providers have already submitted their revised contracts/addenda for review and approval. Providers that have not submitted their revised contracts cannot enter into new contracts until they are in compliance with the new statute.

Any complaint received from a continuing care resident regarding transfer to a higher level of care should be referred to the Continuing Care Contracts Branch.