

# Long-Term Care Patient & Consumer Rights Protection Bill (HB0226)

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## Patient & Consumer Rights

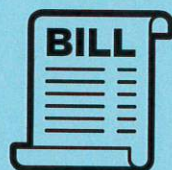
Medicare Certified facilities must provide patients a choice of healthcare providers. However, legal opinion has differed for years regarding the obligations of a Non-Medicare Certified Facility to offer choice of provider versus their right to restrict which providers access their private-property community. Unfortunately, the lack of clarity has contributed to confusion, complaints, and sometimes conflict between facilities and providers and/or residents and their families.



## Homecare & Hospice Association of Utah

HB0226 presents a win-win solution that protects the rights of business owners and patients/consumers.

Draft legislation has been diligently reviewed and is supported by Utah's Homecare & Hospice, Skilled Nursing Facility and Assisted Living Associations.



## Important Details

Subject to other state or federal laws, HB0226 recognizes a facility's right to limit which providers have access to their community as long as the following conditions are met:

- Upon request, a facility **must disclose** if a resident's or prospective resident's chosen or preferred care provider has access.
- Requests to know which providers are permitted/not permitted must receive an official response. Any legal and/or financial relationships with a permitted provider must be disclosed to eligible parties.
- A facility that later limits access to a provider who is serving a resident should:
  - Allow the resident to complete care with their provider; OR
  - Give a written explanation why the provider is no longer permitted

***HB0226 allows consumers to incorporate their preference of providers when choosing a facility as their place of residence.***