

AMENDMENTS TO HOUSE BILL NO. 1853

Sponsor: REPRESENTATIVE MARCELL

Printer's No. 2325

1 Amend Bill, page 1, lines 18 through 21; page 2, line 1; by
2 striking out all of said lines on said pages and inserting

3 (c.1) Annual meeting.--

4 (1) The department shall annually convene a minimum of
5 one meeting of long-term care nursing facilities to receive
6 input regarding the department's conduct of surveys, with the
7 goal of promoting cooperation and communication between long-
8 term care nursing facilities and the department. The
9 department shall ensure that each meeting under this
10 subsection occur at a regional field office of the department
11 and allow long-term care nursing facilities within the region
12 to participate in each meeting. The department may conduct
13 each meeting under this subsection virtually or in-person.

14 (2) Information provided to the department at each
15 meeting under this subsection may not be discoverable, used
16 as a basis for criminal action or used as a basis for civil
17 or administrative liability under the laws of this
18 Commonwealth, unless any of the following apply:

19 (i) The information is unrelated to the performance
20 of the duties and functions of a long-term care nursing
21 facility.

22 (ii) The information is false and the person who
23 provided the information knew, or had reason to believe,
24 that the information was false to avoid a criminal action
25 or civil or administrative liability.

26 (iii) The information is independently corroborated.

27 (3) Information, data or records obtained by the
28 department under this subsection shall not be accessible
29 under the act of February 14, 2008 (P.L.6, No.3), known as
30 the Right-to-Know Law.