

111TH CONGRESS
1ST SESSION

H. R. 1494

To ensure that a private for-profit nursing home affected by a major disaster receives the same reimbursement as a public nursing home affected by a major disaster.

IN THE HOUSE OF REPRESENTATIVES

MARCH 12, 2009

Mr. PAUL introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

A BILL

To ensure that a private for-profit nursing home affected by a major disaster receives the same reimbursement as a public nursing home affected by a major disaster.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Nursing Home Emer-
5 gency Assistance Act”.

1 **SEC. 2. FEDERAL ASSISTANCE TO PRIVATE FOR-PROFIT**
2 **NURSING HOMES.**

3 Title IV of the Robert T. Stafford Disaster Relief and
4 Emergency Assistance Act is amended by inserting after
5 section 408 (42 U.S.C. 5170 et seq.) the following:

6 **“SEC. 409. FEDERAL ASSISTANCE TO PRIVATE FOR-PROFIT**
7 **NURSING HOMES.**

8 “(a) IN GENERAL.—Notwithstanding any other pro-
9 vision of this Act, the President may provide, from funds
10 made available to carry out this Act, reimbursement to
11 a private for-profit nursing home, for damage to, or an
12 expense incurred by, such nursing home during a major
13 disaster or emergency, in accordance with this section.

14 “(b) ELIGIBILITY.—A private for-profit nursing
15 home shall be eligible to receive reimbursement under sub-
16 section (a) if, as determined by the President, in consulta-
17 tion with the Governor of a State—

18 “(1) the damage to, or expense incurred by, the
19 nursing home was the result of a major disaster or
20 emergency;

21 “(2) the nursing home is located within 30
22 miles of the major disaster or emergency area; and

23 “(3) during the major disaster or emergency,
24 the nursing home acted in accordance with any rel-
25 evant requirement that would apply to a private non-

1 profit nursing home seeking, and eligible for, reim-
2 bursement under this Act.

3 “(c) LIMITATION.—The amount of reimbursement
4 provided to a private for-profit nursing home under this
5 section shall not be greater than the amount of reimburse-
6 ment available under this Act for a public or private non-
7 profit nursing home for similar damage or incurred ex-
8 penses after a major disaster or emergency.

9 “(d) DEFINITION.—In this section, the term ‘nursing
10 home’ means an establishment with 3 or more beds that
11 provides nursing or personal care services to the older pop-
12 ulation, infirm, or chronically ill.”.

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