

CHAPTER 135

(SB 115)

AN ACT relating to personal-care homes.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

➔SECTION 1. A NEW SECTION OF KRS CHAPTER 216.750 TO 216.780 IS CREATED TO READ AS FOLLOWS:

(1) *Prior to admission to a personal-care home, an individual shall have a medical examination that includes a medical history, physical examination, and diagnosis. If completed within fourteen (14) days prior to admission, the medical evaluation may include a copy of the individual's discharge summary or health and physical report from a physician, hospital, or other health care facility.*

(2) *No person under the age of eighteen (18) years shall be admitted to a personal-care home.*

➔Section 2. KRS 216.595 is amended to read as follows:

- (1) (a) Any assisted-living community as defined by KRS 194A.700, long-term care facility as defined in KRS 216.535, or long-term care facility constructed under KRS 216B.071 that claims to provide special care for persons with a medical diagnosis of Alzheimer's disease or other **brain-related** disorders shall maintain a written and current manual that contains the information specified in subsection (2) of this section. This manual shall be maintained in the office of the community's or facility's director and shall be made available for inspection upon request of any person. The community or facility shall make a copy of any program or service information contained in the manual for a person who requests information about programs or services, at no cost to the person making the request.
- (b) Any advertisement of the community or facility shall contain the following statement: "Written information relating to this community's or facility's services and policies is available upon request."
- (c) The community or facility shall post a statement in its entrance or lobby as follows: "Written information relating to this community's or facility's services and policies is available upon request."
- (2) The community or facility shall maintain and update written information on the following:
- (a) The assisted-living community's or long-term care facility's mission or philosophy statement concerning the needs of residents with Alzheimer's disease or **other brain-related** disorders;
- (b) The process and criteria the assisted-living community or long-term care facility uses to determine placement into services for persons with Alzheimer's disease or **other brain-related** disorders;
- (c) The process and criteria the assisted-living community or long-term care facility uses to transfer or discharge persons from special services for Alzheimer's or **other brain-related** disorders;
- (d) The supervision provided for residents with a medical diagnosis of Alzheimer's disease or **other brain-related** disorders;
- (e) The family's role in care;
- (f) The process for assessing, planning, implementing, and evaluating the plan of care for persons with Alzheimer's disease or **other brain-related** disorders;
- (g) A description of any special care services for persons with Alzheimer's disease or other **brain-related** disorders;
- (h) Any costs associated with specialized services for Alzheimer's disease or **other brain-related** disorders; and
- (i) A description of dementia **or other brain disorder**-specific staff training that is provided, including but not limited to the content of the training, the number of offered and required hours of training, the schedule for training, and the staff who are required to complete the training.
- (3) *An assisted living community may request a waiver from the Cabinet for Health and Family Services regarding building requirements to address the specialized needs of individuals with Alzheimer's disease or other brain disorders.*

➔Section 3. Section 1 of this Act shall be known and may be cited as "Larry's Law."

Signed by Governor April 11, 2012.