

Requested by Representative KENY-GUYER

**PROPOSED AMENDMENTS TO  
A-ENGROSSED HOUSE BILL 2661**

1 On page 2 of the printed A-engrossed bill, delete lines 2 through 6 and  
2 insert:

3 **“SECTION 2.** (1) Before providing a long term care referral, a referral  
4 agent shall provide the client with a disclosure. The disclosure may be made  
5 orally if the referral agent makes an audio recording of the disclosure with  
6 consent of the client and thereafter provides the client with a written dis-  
7 closure. The written disclosure must be conspicuous, provided in clear lan-  
8 guage and include:”.

9 Delete lines 24 through 28.

10 In line 29, delete “(4)” and insert “(3)”.

11 Delete lines 33 through 42 and insert:

12 “(4) If a client is referred to a facility and the referral agent has received  
13 compensation from the facility for the referral, the client may notify the re-  
14 ferral agent in writing that the client wishes to use the services of another  
15 referral agent in the future for referral to another facility in a subsequent  
16 move. After receiving notice under this subsection, the first referral agent  
17 may not receive compensation from another facility in a subsequent move for  
18 any referral made before receiving the notice.

19 “(5)(a) A referral agent must include in any contract with a facility pro-  
20 visions prohibiting the referral agent from collecting compensation from the  
21 facility when the facility is a subsequent facility as described in this sub-

1 section. A facility is a subsequent facility if:

2 “(A) The subject of placement enters a facility to which the subject of  
3 placement is referred by a first referral agent, but subsequently leaves that  
4 facility; and

5 “(B) A new referral agent refers the subject of placement to the subse-  
6 quent facility.

7 “(b) When a referral is made to a subsequent facility for a subject of  
8 placement by a new referral agent as described in paragraph (a) of this sub-  
9 section, the new referral agent must present evidence to the subsequent fa-  
10 cility that the first referral agent is not entitled to compensation.”.

11 On page 3, line 2, delete “\$200” and insert “\$750”.

12 In line 3, delete “The re-”.

13 In line 4, delete “newal fee is \$200” and insert “The department shall set  
14 the renewal fee by rule, but the renewal fee may not exceed \$750”.

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