

STATEMENT TO

[Second Reprint]

**SENATE, No. 2769**

with Senate Floor Amendments  
(Proposed by Senator VITALE)

ADOPTED: FEBRUARY 27, 2023

These Senate amendments revise the deadline for nursing homes to submit information required under the bill from 150 days after the end of the nursing home's fiscal year to 165 days after the end of the nursing home's fiscal year. The current statutory reporting deadline is 90 days after the end of the nursing home's fiscal year.

The Senate amendments revise a requirement for nursing homes to provide the name and address of any person who has an ownership interest of five percent or more in a private equity fund that is invested in the nursing home to remove an exception for nonprofit organizations.

The Senate amendments revise the disclosure requirements for unrelated parties providing a service, facility, or supplies in to a nursing home in the preceding year that were paid more than \$200,000 in that year, to clarify that the provision refers to the fiscal year for which the annual report is being submitted.

The Senate amendments revise a requirement for nursing homes to submit owner-certified financial statements for the nursing home, third party entities exercising substantial management control over the nursing home, persons holding certain real property interests in or related to the nursing home, and related parties, to instead provide that the nursing home is to submit a single owner-certified financial statement encompassing all these entities, rather than a separate owner-certified financial statement for each such entity.

The Senate amendments revise a provision of the bill concerning the submission of consolidated owner-certified financial statements by health care systems to specify that the consolidated statement is to include related parties to nursing homes that are within the health care system.

The Senate amendments remove a provision that would have allowed a nursing home to use a cost report with an audited financial statement that was submitted to the federal Centers for Medicare and Medicaid Services to satisfy all or part of the requirement to submit an owner-certified financial statement.