

House Bill 1106

By: Representatives Berry of the 56th, Miller of the 62nd, Park of the 107th, Barnes of the 86th,
Drenner of the 85th, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 2 of Title 31 of the Official Code of Georgia Annotated, relating to the
2 Department of Community Health, so as to establish and provide a purpose for the Nursing
3 Home Supplemental Fund; to provide for definitions; to provide for administration of the
4 fund; to provide for eligibility criteria, terms, and conditions; to provide for an application
5 process; to provide for rules and regulations; to provide for reporting; to provide for
6 automatic repeal; to provide for related matters; to provide for a contingent effective date;
7 to repeal conflicting laws; and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 Chapter 2 of Title 31 the Official Code of Georgia Annotated, relating to the Department of
11 Community Health, is amended by adding a new Code section to read as follows:

12 "31-2-20.

13 (a) As used in this Code section, the term:

14 (1) 'Fund' means the Nursing Home Supplemental Fund established pursuant to
15 subsection (b) of this Code Section.

16 (2) 'Nursing home' means any building, facility, or place required to be licensed or
17 permitted as such by the department under Chapter 7 of this title.

18 (b) There is established the Nursing Home Supplemental Fund for the purpose of
19 providing financial assistance, including, but not limited to, loans, loan guarantees, and
20 grants, to financially distressed nursing homes in accordance with subsection (d) of this
21 Code section.

22 (c) The department shall:

23 (1) Be authorized to apply for, receive, administer, and use any grant or funds made
24 available to the department from appropriations by the General Assembly or from any
25 other source for furthering the purposes of the fund;

26 (2) Establish criteria, terms, and conditions consistent with the provisions of this Code
27 section for eligible applicants and eligible nursing homes. Such eligibility criteria, terms,
28 and conditions shall include, but shall not be limited to, documentation demonstrating
29 actual nursing home revenue losses in excess of \$1 million during any fiscal year that are
30 directly attributable to a reduction in or elimination of federal funding for Medicaid
31 effective on or after July 4, 2025;

32 (3) Implement an application process and provide financial assistance consistent with the
33 provisions of this Code section; and

34 (d) Beginning October 1, 2027, and annually thereafter, the department shall submit a
35 detailed report to the Governor and notify members of the General Assembly of the
36 availability of such report in the manner which it deems to be most effective and efficient.
37 Such report shall contain the department's findings and recommendations regarding the
38 administration and implementation of this Code section. Such annual reports shall be
39 published on the department's website.

40 (e) The board shall be authorized to promulgate rules and regulations as reasonably
41 necessary to implement and administer this Code section."

42

SECTION 2.

43 This Act shall become effective only upon the effective date of an appropriation of funds for
44 the purposes of this Act in a line item making specific reference to full funding of this Act
45 in an appropriations Act enacted by the General Assembly and shall stand repealed by
46 operation of law on December 31, 2031, if no such appropriation of funds is made prior to
47 such date.

48

SECTION 3.

49 All laws and parts of laws in conflict with this Act are repealed.