

2022 -- H 7559 SUBSTITUTE A

LC004409/SUB A

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2022

A N A C T

RELATING TO HEALTH AND SAFETY -- LICENSING OF HEALTH CARE FACILITIES

Introduced By: Representatives Speakman, Carson, Morales, Kislak, Cortvriend, Potter,  
Knight, Donovan, and Fogarty

Date Introduced: February 18, 2022

Referred To: House Health & Human Services

It is enacted by the General Assembly as follows:

1 SECTION 1. Chapter 23-17 of the General Laws entitled "Licensing of Healthcare  
2 Facilities" is hereby amended by adding thereto the following section:

3 **23-17-65. Transparency of ownership in health care facilities.**

4 (a) Any operator or operators of a nursing facility shall file with the department of health  
5 information of ownership including, but not limited to, the following:

6 (1) The name, address and a description of the interest held by each of the following  
7 persons:

8 (i) Any person, who directly or indirectly, beneficially owns any interest in the land on  
9 which the facility is located;

10 (ii) Any person who, directly or indirectly, beneficially owns any interest in the building  
11 in which the facility is located;

12 (iii) Any person who, directly or indirectly, beneficially owns any interest in any mortgage,  
13 note, deed of trust or other obligation secured, in whole or in part, by the land on which or building  
14 in which the facility is located;

15 (iv) Any person who, directly or indirectly, has any interest as lessor or lessee in any lease  
16 or sub-lease of the land on which or the building in which the facility is located;

17 (v) Any person who is the ultimate and actual owner of the land, building, mortgages, and  
18 leases of the nursing facility and any lessee of the land or building; and

19 (vi) The operator or operators of the nursing facility.

1           (2) If any person named in subsection (a)(1) of this section is a partnership or limited  
2 liability company, then the name and address of each partner or member.

3           (3) If any person named in subsection (a)(1) of this section is a corporation, other than a  
4 corporation whose shares are traded on a national securities exchange or are regularly quoted in an  
5 over-the-counter market or which is a commercial bank, savings bank or savings and loan  
6 association, then the name and address of each officer, director, stockholder and, if known, each  
7 principal stockholder and controlling person of such corporation.

8           (4) If any corporation named in subsection (a)(1) of this section is a corporation whose  
9 shares are traded on a national securities exchange or are regularly quoted in an over-the-counter  
10 market or which is a commercial bank, savings bank or savings and loan association, then the name  
11 and address of the principal executive officers and each director and, if known, each principal  
12 stockholder of such corporation.

13           (b) In order to promote greater transparency, the department of health shall, upon request,  
14 furnish to the public all documents and information received pursuant to this section.

15           (c) As used in this section, the term "operator" means the licensee and also includes the  
16 complete ownership entity above the actual entity holding the license.

17           SECTION 2. This act shall take effect upon passage.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
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1           This act would require operators of nursing homes to provide the department of health with  
2 detailed information on ownership and any person having an interest in the land, building or  
3 operation of the facility. The act would also require the department of health to furnish to the public,  
4 upon request, all documents and information received pursuant to this section.

5           This act would take effect upon passage.

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