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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/05/2014	.	
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The Committee on Health Policy (Bean) recommended the following:

Senate Amendment (with title amendment)

Delete lines 28 - 43
and insert:
nursing assistant, companion or homemaker, or home health aide
referred for contract under this chapter by a nurse registry
shall be deemed an independent contractor and not an employee of
the nurse registry regardless of the obligations imposed on a
nurse registry under this chapter.

(19) It is not the obligation of a nurse registry to
monitor, supervise, manage, or train registered nurses, licensed



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12 practical nurses, certified nursing assistants, companions or
13 homemakers, or home health aides referred for contract under
14 this chapter. In the event of a violation of this chapter, a
15 violation of any other law of this state, or misconduct by a
16 referred registered nurse, licensed practical nurse, certified
17 nursing assistant, companion or homemaker, or home health aide,
18 or a deficiency in credentials which comes to the attention of
19 the nurse registry, the nurse registry shall advise the patient
20 to terminate the referred person's contract, providing the
21 reason for the suggested termination; cease referring the
22 individual to other patients or facilities; and notify the
23 licensing board if practice violations are involved.

24
25 ===== T I T L E A M E N D M E N T =====

26 And the title is amended as follows:

27 Delete lines 5 - 16
28 and insert:

29 assistants, companions or homemakers, and home health
30 aides are independent contractors and not employees of
31 the nurse registries that referred them; specifying
32 that a nurse registry is not responsible for
33 monitoring, supervising, managing, or training a
34 registered nurse, licensed practical nurse, certified
35 nursing assistant, companion or homemaker, or home
36 health aide referred by the nurse registry; requiring
37 that certain records be kept in accordance with rules
38 set by the Agency for Health Care Administration;
39 providing that a nurse registry does not have an
40 obligation to review and act upon such records except



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41 under certain circumstances; providing the duties of
42 the nurse registry for a violation of certain laws by
43 an individual referred by the nurse registry;