

SENATE FILE NO. SF0011

Veterans skilled nursing center.

Sponsored by: Joint Transportation, Highways and Military
Affairs Interim Committee

A BILL

for

1 AN ACT relating to the department of health and veterans;
2 creating a new skilled nursing center for veterans and
3 others; establishing a fund; providing an appropriation;
4 requiring repayment of the appropriation; and providing for
5 an effective date.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

8

9 **Section 1.** W.S. 25-14-101 through 25-14-105 are
10 created to read:

11

12 CHAPTER 14

13 WYOMING VETERANS' SKILLED NURSING CENTER

14

15 **25-14-101. Purpose; admission of veterans and**
16 **veterans' spouses.**

1

2 (a) Except as otherwise authorized by rules and
3 regulations promulgated in accordance with W.S. 9-2-106(d),
4 the veterans' skilled nursing center is created for the
5 care and treatment of:

6

7 (i) Honorably discharged veterans of the armed
8 forces of the United States; and

9

10 (ii) Members of the state national guard
11 disabled while on duty.

12

13 (b) Persons qualifying under subsection (a) of this
14 section shall also be persons who by reason of wounds,
15 disease, old age or other infirmities are in need of
16 skilled nursing care as determined by rules promulgated by
17 the department.

18

19 (c) The department of health may admit a spouse of
20 the persons described in subsection (a) of this section,
21 and who meet the requirements of subsection (b) of this
22 section, pursuant to rules promulgated by the department in
23 accordance with W.S. 9-2-106(d). The rules shall provide
24 admission requirements which do not jeopardize the center's

1 or any veteran's qualification to receive federal financial
2 aid during a veteran's admission to the center.

3

4 **25-14-102. When nonveterans permitted admission;**
5 **preference to veterans and veterans' spouses.**

6

7 (a) The department of health may admit persons to the
8 center who are not veterans or spouses of veterans for care
9 and treatment if:

10

11 (i) The center is not filled to ninety percent
12 (90%) of capacity and there are pending no applications of
13 veterans or veterans' spouses;

14

15 (ii) By reason of wounds, disease, old age or
16 other infirmities, the persons are in need of skilled
17 nursing care as determined by rules promulgated by the
18 department;

19

20 (iii) The persons have been domiciled in this
21 state for at least five (5) years next preceding their
22 application for admission to the center;

23

1 (iv) The persons are admitted pursuant to rules
2 and regulations promulgated in accordance with W.S.
3 9-2-106(d). The rules shall provide admission requirements
4 which do not jeopardize the center's or any veteran's
5 qualification to receive federal financial aid during a
6 veteran's admission to the center.

7

8 (b) In all cases veterans and spouses of veterans
9 shall be given preference of admission.

10

11 **25-14-103. Services for residents.**

12

13 (a) The department of health shall, by contract or
14 otherwise:

15

16 (i) Provide a skilled nursing facility and
17 skilled nursing care for residents of the veterans' skilled
18 nursing center in accordance with federal medicare and
19 medicaid regulations;

20

21 (ii) Provide a place for burial and bury or
22 cremate deceased residents;

23

1 (iii) Provide other care as required under
2 authority of the director pursuant to W.S. 9-2-106(d).

3

4 **25-14-104. Charges for care.**

5

6 Residents shall pay for services provided under this
7 chapter according to rules promulgated by the department
8 which rules and payments shall ensure the appropriate and
9 quality provision of services required by this chapter.

10

11 **25-14-105. Acceptance of donations.**

12

13 The department of health on behalf of the state may accept
14 donations of lands, money or other property.

15

16 **Section 2.** W.S. 9-2-106(d), 23-2-207(a)(ii) and
17 25-1-201(a) by creating a new paragraph (xv) are amended to
18 read:

19

20 **9-2-106. Duties and powers of director of department.**

21

22 (d) The director may authorize the Wyoming life
23 resource center, the Wyoming state hospital, the Wyoming
24 pioneer home, the veterans' home of Wyoming, ~~and~~ the

1 Wyoming retirement center and the Wyoming veterans' skilled
2 nursing center to provide services to persons with
3 conditions other than those specified in the provisions
4 governing those state institutions in title 25 of the
5 Wyoming statutes when the director determines that there is
6 a need for such services, that the services can be provided
7 effectively by the institution, that the services shall be
8 delivered in a manner that assures the safety of all
9 individuals served by the institution and the services
10 provided are statutorily authorized for any of these
11 institutions, the service needs are similar to those
12 authorized for any of these institutions or the services
13 are necessary to protect the public health and safety. The
14 director shall promulgate rules and regulations and
15 policies and procedures necessary to implement this
16 subsection. Nothing in this subsection shall be construed
17 to authorize the director to eliminate services that are
18 otherwise required by statute.

19

20 **23-2-207. Special limited fishing permit for**
21 **hospitalized veterans, residents of state institutions,**
22 **court placed children and residents of licensed nursing**
23 **care facilities; students.**

24

1 (a) Upon an appropriate form furnished by the
2 appropriate institution or facility as prescribed by rule
3 and regulation of the commission, a special limited fishing
4 permit may be issued without charge by:

5
6 (ii) The department of health or the department
7 of family services to any resident in the veterans' home of
8 Wyoming, Wyoming veterans' skilled nursing center, Wyoming
9 state hospital, Wyoming life resource center, Wyoming boys'
10 school and the Wyoming girls' school, which entitles the
11 institutionalized resident to fish while under the direct
12 supervision of the appropriate institution;

13
14 **25-1-201. Establishment of state institutions.**

15
16 (a) The following state institutions are established:

17
18 (xv) The Wyoming veterans' skilled nursing
19 center.

20
21 **Section 3.**

22
23 (a) There is appropriated four million seven hundred
24 three thousand dollars (\$4,703,000.00) from the omnibus

1 permanent land fund to the department of administration and
2 information. This appropriation shall be for the period
3 beginning with the effective date of this act and ending
4 June 30, 2014. This appropriation shall only be expended
5 for the purpose of purchasing land for, constructing,
6 administering the construction of, furnishing and
7 equipping, site work for and landscaping of the veterans'
8 skilled nursing center required by this act.
9 Notwithstanding any other provision of law, this
10 appropriation shall not be transferred or expended for any
11 other purpose and any unexpended, unobligated funds
12 remaining from this appropriation shall revert back to the
13 omnibus permanent land fund on June 30, 2014. This
14 appropriation shall not be included in the department's
15 2013-2014 standard biennial budget request.

16

17 (b) Notwithstanding W.S. 9-4-303(a), the department
18 shall deposit all monies and income received and collected
19 by the Wyoming veterans' skilled nursing center into a
20 special revenue fund. The department may use monies from
21 this fund to pay the costs of operating and maintaining the
22 veterans' skilled nursing center. Monies existing after
23 costs and maintenance are paid shall be paid to the omnibus
24 permanent land fund until such time as the total,

1 unreverted, appropriation made in subsection (a) of this
2 section is repaid. However, no payment to the omnibus
3 permanent land fund in any one (1) year shall be required
4 to exceed an amount which is equal to the total, unreverted
5 appropriation made in subsection (a) of this section
6 divided by eight (8).

8 (c) On or before September 1 of each year, the
9 department shall report to the joint appropriations interim
10 committee and joint transportation, highways and military
11 affairs interim committee the total amounts repaid to the
12 omnibus permanent land fund under subsection (b) of this
13 section.

15 **Section 4.** This act is effective July 1, 2012.

L7 (END)