

1 unless consent for the use thereof has been obtained from the
2 resident or from a committee or guardian or relative.

3 (c) Each nursing home shall maintain a true and complete
4 record of all receipts for any disbursements from the personal
5 funds account of each resident in the nursing home, including the
6 purpose and payee of each disbursement, and shall render a true
7 account of such record to the resident or his or her representative
8 upon demand and upon termination of the resident's stay in the
9 nursing home.

10 (d) Any person or corporation who violates any subsection of
11 this section is guilty of a misdemeanor and, upon conviction
12 thereof, shall be fined not more than \$1,000, or imprisoned in jail
13 not more than one year, or both fined and imprisoned.

14 (e) Reports provided to review organizations are confidential
15 unless inaccessibility of information interferes with the
16 director's ability to perform his or her oversight function as
17 mandated by federal regulations and this section.

18 (f) Notwithstanding subsection (b) of this section or any
19 other provision of law, upon the death of a resident, any funds
20 remaining in his or her personal account shall be made payable by
21 to the executor of the estate of said resident. If no executor or
22 estate exists, the facility shall make the remaining funds payable
23 to a funeral home for the burial expenses incurred by the resident.

NOTE: The purpose of this bill to ensure that the funds remaining in a resident's personal account after their death goes to paying for a decent burial, rather than reverting to the state as unclaimed property.

Strike-throughs indicate language that would be stricken from the present law, and underscoring indicates new language that would be added.