



March 13, 2026

Written Testimony of the Connecticut Association of Health Care Facilities / Connecticut Center for Assisted Living (CAHCF/CCAL) concerning H.B. No. 5511 (RAISED) AN ACT CONCERNING THE DEPARTMENT OF PUBLIC HEALTH'S RECOMMENDATIONS REGARDING CONSENT ORDERS.

We recommend rejection of the language in lines 45-48 granting the agency the authority to include “any condition that the commissioner deems necessary to ensure compliance with the regulatory requirements. This type of statutory construction provides too broad a discretion to impose conditions to ensure compliance with regulatory requirements. Such broad and undefined discretionary authority presents a significant risk, and indeed a likelihood, of arbitrary and inconsistent decision-making. Further, it is unnecessary given the wide range of existing enforcement tools available to the commissioner to ensure compliance with regulatory requirements including suspending, revoking or placing a license on probation, issuance of directed plans of corrections or orders compelling compliance, imposition of a temporary manager, limiting scope of practice, and monetary penalties, among others. These existing mechanisms provide sufficient authority to the commissioner to address non-compliance without the need to resort to unlimited discretionary conditions.

We are opposed for these reasons, and thank you for this opportunity to submit this written testimony.

For additional information on this testimony, please contact Matthew Barrett, President and CEO of CAHCF/CCAL, at mbarrett@cahcf.org