

# HB0152S01 compared with HB0152

{Omitted text} shows text that was in HB0152 but was omitted in HB0152S01

inserted text shows text that was not in HB0152 but was inserted into HB0152S01

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## Health Care Facilities Amendments

2025 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Katy Hall**

Senate Sponsor:

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### LONG TITLE

#### General Description:

This bill {amends requirements for health care facilities} addresses satellite emergency departments.

#### Highlighted Provisions:

This bill:

- defines terms;
- establishes requirements for certain satellite emergency departments; and
- limits the number of satellite emergency departments that a {single} health care organization may operate.

#### Money Appropriated in this Bill:

None

None

#### AMENDS:

**26B-2-203**, as renumbered and amended by Laws of Utah 2023, Chapter 305, as renumbered and amended by Laws of Utah 2023, Chapter 305

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20 *Be it enacted by the Legislature of the state of Utah:*

21 Section 1. Section **26B-2-203** is amended to read:

22 **26B-2-203. Services required -- General acute hospitals -- Specialty hospitals -- Home health  
agencies -- Satellite emergency departments.**

24 (1) As used in this section:

25 (a) "Satellite emergency department" means a satellite operation that:

26 (i) provides emergency care or critical care; or

27 (ii) holds itself out as providing emergency care or critical care.

28 (b) "Satellite operation" means a health care treatment {service-} facility that:

29 (i) is operated or administered by a parent hospital {licensee-}, within the scope of the license under  
which the parent hospital {licensee's license} operates;

31 (ii) is located farther than 250 yards from the {licensed} parent hospital's campus {or other},  
including areas determined by the department to be {a} part of the {licensee's} parent hospital's  
campus;

33 (iii) {does-} is not {qualify for-} subject to licensure under this part; and

34 (iv) complies with this chapter and any applicable rules the department {identifies as providing a  
remote service and approves for inclusion under a parent hospital emergency department's license}  
adopts in accordance with Subsection (9).

36 [(+) (2) General acute hospitals and specialty hospitals shall remain open and be continuously ready  
to receive patients 24 hours of every day in a year and have an attending medical staff consisting of  
one or more physicians licensed to practice medicine and surgery under Title 58, Chapter 67, Utah  
Medical Practice Act, or Title 58, Chapter 68, Utah Osteopathic Medical Practice Act.

41 [(2)] (3) A specialty hospital shall provide on-site all basic services required of a general acute hospital  
that are needed for the diagnosis, therapy, or rehabilitation offered to or required by patients  
admitted to or cared for in the facility.

44 [(3)] (4)

. (a) A home health agency shall provide at least licensed nursing services or therapeutic services directly  
through the agency employees.

46 (b) A home health agency may provide additional services itself or under arrangements with another  
agency, organization, facility, or individual.

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[(4)] (5) Beginning January 1, 2023, a hospice program shall provide at least one qualified medical provider, as that term is defined in Section 26B-4-201, for the treatment of hospice patients.

51 (6)

(a) A satellite emergency department located in a county of the first or second class shall have available on-site, during operating hours, at minimum:

53 (i) the equipment and personnel to conduct and use:

54 (A) CT scans;

55 (B) x-rays; and

56 (C) clinical laboratory tests and analyses that are customarily used on-site in emergency medical settings, meeting the standards of care for scope, timeliness, and accuracy that apply in hospital-based emergency departments.

59 (ii) a physician who is licensed under Title 58, Chapter 67, Utah Medical Practice Act, or Title 58, Chapter 68, Utah Osteopathic Medical Practice Act, and:

61 (A) is board certified or board eligible in emergency medicine; or

62 (B) has at least 10 years experience providing emergency medical services;

63 (iii) two registered nurses who:

64 (A) are licensed under Title 58, Chapter 31b, Nurse Practice Act; and

65 (B) have specialized training providing emergency medical services;

66 (iv) a staff member who:

67 (A) is specifically trained, certified, or licensed in respiratory care, sufficient to support the needs of patients in a timely and appropriate manner, as determined by the satellite emergency department's clinical protocols;

70 (B) completes annual training and education in emergency respiratory care; and

71 (C) is in addition to the physician and nurses under Subsections (6)(a)(ii) and (iii);

72 (v) a certified medical laboratory scientist or a certified medical laboratory technologist who is capable of conducting the laboratory tests and analyses described in Subsection (6)(a)(i)(C);

75 (vi) security personnel capable of maintaining the personal safety of patients and providers; and

77 (vii) two units of packed red blood cells suitable for emergency use.

78 (b) A satellite emergency department located in a county of the first or second class shall have available, on-site or on-call to be physically present at the satellite emergency department, during

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operating hours, at minimum, a certified sonographer and the equipment to conduct and use an ultrasound.

82 (c) A satellite emergency department shall:

83 (i) clearly identify itself as an emergency department, using, at minimum, prominently lighted external signage that includes the word "EMERGENCY" or "ER" in conjunction with the name of the { licensed parent hospital under which the } satellite emergency { department is licensed } department's parent hospital; and

87 (ii) prominently display, at locations that are readily accessible to and visible by patients outside the entrance to the satellite emergency department and in patient waiting areas, signage that:

90 (A) states "THIS IS AN EMERGENCY { DEPARTMENT";and } DEPARTMENT"; and

91 (B) unless the satellite emergency department shares a premises and a public entrance with an urgent care center, "THIS IS NOT AN URGENT CARE CENTER. EMERGENCY DEPARTMENT RATES ARE BILLED FOR SERVICES."

95 (d)

. (i) A satellite emergency department may not hold itself out to the public as an urgent care center.

97 (ii) Notwithstanding Subsection (6)(d)(i), if a satellite emergency department is located on the same premises as an urgent care center, the signage may also identify the urgent care center.

100 (7) A satellite emergency department that fails to meet a requirement of Subsections (6)(a) through (d) may not hold itself out as providing critical or emergency care.

102 ~~{(8) }~~

. ~~{(a) {Except as provided in Subsection (8)(b), a licensed hospital emergency department is limited to having one satellite emergency department operating under the hospital emergency department's license.}}~~

105 ~~{(b) {If a healthcare organization operates more than one licensed hospital emergency department in the state:}}~~

107 ~~{(i) {subject to Subsection (8)(b)(ii), each licensed hospital emergency department may have up to four satellite emergency departments operating under each of the health care organization's licensed hospital emergency departments; and}}~~

110 ~~{(ii)}~~ (8) {the} A health care {organization's total} organization may not operate a higher number of satellite emergency departments {may not exceed} than two times the {total} number of hospital

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emergency departments the health care { organization's licensed hospital emergency departments }  
organization operates in the state.

105 (9) The department shall:

106 (a) adopt and enforce rules, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking  
Act, to establish the process and applicable fees for initial and renewal applications to operate a  
satellite emergency department;

109 (b) assess and collect the application and renewal fees described in Subsection (9)(a); and

110 (c) deposit any fees collected under Subsection (9)(b) into the General Fund, as a dedicated credit, to  
be used solely to pay for or offset the department's costs incurred to perform the duties under this  
Subsection (9).

113 Section 2. **Effective date.**

This bill takes effect on May 7, 2025.

1-28-25 10:24 AM