

### Purpose

The Long-Term Care Ombudsman is required to review notices of facility transfer or discharge of residents and to conduct voluntary interviews with the resident or a person responsible for the resident. The interview includes a description of services available through the ombudsman, confirmation of the details in the notice, and an opportunity for the resident to discuss any concerns or complaints regarding the resident's treatment at the facility or the transfer/discharge process. The ombudsman is required to report findings.

### Current Sunset Date

July 1, 2023 (Utah Code Section [631-1-262](#))

### Sections of Code that Sunset

- Section [62A-3-209](#)

#### 62A-3-209. Assisted living facility transfers.

- (1) After the ombudsman receives a notice described in Subsection 26-21-305(1)(a), the ombudsman shall:
  - (a) review the notice; and
  - (b) contact the resident or the resident's responsible person to conduct a voluntary interview.
- (2) The voluntary interview described in Subsection (1)(b) shall:
  - (a) provide the resident with information about the services available through the ombudsman;
  - (b) confirm the details in the notice described in Subsection 26-21-305(1)(a), including:
    - (i) the name of the resident;
    - (ii) the reason for the transfer or discharge;
    - (iii) the date of the transfer or discharge; and
    - (iv) a description of the resident's next living arrangement; and
  - (c) provide the resident an opportunity to discuss any concerns or complaints the resident may have regarding:
    - (i) the resident's treatment at the assisted living facility; and
    - (ii) whether the assisted living facility treated the resident fairly when the assisted living facility transferred or discharged the resident.
- (3) On or before November 1 of each year, the ombudsman shall provide a report to the Health and Human Services Interim Committee regarding:
  - (a) the reasons why assisted living facilities are transferring residents;
  - (b) where residents are going upon transfer or discharge; and
  - (c) the type and prevalence of complaints that the ombudsman receives regarding assisted living facilities, including complaints about the process or reasons for a transfer or discharge.