

Part 7
Health Care Facility or Practitioner Use of Alcoholic Products

32B-10-701 Title.

This part is known as "Health Care Facility or Practitioner Use of Alcoholic Products."

Enacted by Chapter 276, 2010 General Session

32B-10-702 Definitions.

As used in this part, "health care facility" means a facility that is licensed by the Department of Health under Title 26, Chapter 21, Health Care Facility Licensing and Inspection Act.

Enacted by Chapter 276, 2010 General Session

32B-10-703 Health care facility exemption.

- (1)
- (a) This Subsection (1) applies to a health care facility that administers or allows to be administered an alcoholic product to a patient of the health care facility if the alcoholic product is prescribed by a person licensed by the state to write a prescription.
 - (b) A health care facility described in Subsection (1)(a):
 - (i) is not in violation of this title; and
 - (ii) is not required to hold a license or special use permit to make or allow the administration of an alcoholic product.
- (2) This exemption does not apply to an alcoholic product purchased by a health care facility for administration to a patient or a use other than one stated in Subsection (1).

Enacted by Chapter 276, 2010 General Session

32B-10-704 Health care practitioner exemption.

- (1) This section applies to an individual who:
- (a)
 - (i) is a health care practitioner; or
 - (ii) is a veterinarian licensed under Title 58, Chapter 28, Veterinary Practice Act;
 - (b) is acting within the scope of individual's professional responsibility; and
 - (c) in a professional capacity, prescribes, prepares, or administers an alcoholic product to a person being treated or within the scope of the health care practitioner's license authority.
- (2) A person described in Subsection (1):
- (a) is not in violation of this title; and
 - (b) is not required to hold any type of license or permit to use an alcoholic product professionally.

Enacted by Chapter 276, 2010 General Session