

**HEALTH CARE FACILITY LICENSURE
AMENDMENTS**

2003 GENERAL SESSION

STATE OF UTAH

Sponsor: Rosalind J. McGee

This act modifies the Health Code. The act amends the period of time for which a health care facility license is valid from 12 months to 24 months. The act makes conforming amendments and technical amendments.

This act affects sections of Utah Code Annotated 1953 as follows:

AMENDS:

26-21-8, as last amended by Chapter 209, Laws of Utah 1997

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

Section 1. Section **26-21-8** is amended to read:

**26-21-8. License required -- Not assignable or transferable -- Posting --
Expiration and renewal -- Time for compliance by operating facilities.**

(1) (a) A person or governmental unit acting severally or jointly with any other person or governmental unit, may not establish, conduct, or maintain a health care facility in this state without receiving a license from the department as provided by this chapter and the rules of the committee.

(b) This Subsection (1) does not apply to [~~those~~] facilities [~~exempted~~] that are exempt under Section 26-21-7.

(2) A license issued under this chapter is not assignable or transferable.

(3) The current license shall at all times be posted in each health care facility in a place readily visible and accessible to the public.

(4) (a) The department may issue a license for a period of time not to exceed 24 months from the date of issuance to health care facilities that meet the provisions of this chapter and department rules adopted pursuant to this chapter.

~~[(4) (a)]~~ (b) Each license expires at midnight on the [~~last~~] day [~~of the month, 12 months from date of issuance,~~] designated on the license as the expiration date, unless previously

revoked by the department.

~~(b)~~ (c) The license shall be renewed [~~annually~~] upon completion of the application requirements, unless the department finds the health care facility has not complied with the provisions of this chapter or the rules adopted pursuant to this chapter.

(5) A license may be issued under this section only for the operation of a specific facility at a specific site by a specific person.

(6) Any health care facility in operation at the time of adoption of any applicable rules as provided under this chapter shall be given a reasonable time for compliance as determined by the committee.