

HEALTH CARE FACILITY LICENSING

EXEMPTION

2004 GENERAL SESSION

STATE OF UTAH

Sponsor: John W. Hickman

LONG TITLE

General Description:

This bill amends the Health Care Facility Licensing and Inspection Act.

Highlighted Provisions:

This bill:

▶ authorizes the Department of Health to exempt certain end-of-life health care facilities from the licensing and inspections of Title 26, Chapter 21, Health Care Facility Licensing and Inspection Act, by administrative rule.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

26-21-7, as last amended by Chapter 353, Laws of Utah 1995

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

Section 1. Section **26-21-7** is amended to read:

26-21-7. Exempt facilities.

This chapter does not apply to:

- (1) a dispensary or first aid facility maintained by any commercial or industrial plant, educational institution, or convent;
- (2) a health care facility owned or operated by an agency of the United States;

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- (3) the office of a physician or dentist whether it is an individual or group practice;
- (4) a health care facility established or operated by any recognized church or denomination for the practice of religious tenets administered by mental or spiritual means without the use of drugs, whether gratuitously or for compensation, if it complies with statutes and rules on environmental protection and life safety; ~~and~~
- (5) any health care facility owned or operated by the Department of Corrections, created in Section 64-13-2[-]; and
- (6) a residential facility providing 24-hour care:
 - (a) that does not employ direct care staff;
 - (b) in which the residents of the facility contract with a licensed hospice agency to receive end-of-life medical care; and
 - (c) that meets other requirements for an exemption as designated by administrative rule.