

**HEALTH FACILITY COMMITTEE**

**AMENDMENTS**

2007 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Christopher N. Herrod**

Senate Sponsor: Dennis E. Stowell

Cosponsor: Rebecca D. Lockhart

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**LONG TITLE**

**General Description:**

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

**Highlighted Provisions:**

This bill:

- ▶ amends the membership requirements for the Health Care Facility Committee.

**Monies Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**26-21-3**, as last amended by Chapter 21, Laws of Utah 1999

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

Section 1. Section **26-21-3** is amended to read:

**26-21-3. Health Facility Committee -- Members -- Terms -- Organization --**

**Meetings.**

(1) The Health Facility Committee created by Section 26-1-7 consists of 13 members



28 appointed by the governor with the consent of the Senate. [~~No more than seven members may~~  
 29 ~~be from the same political party.~~] The appointed members shall be knowledgeable about health  
 30 care facilities and issues. The membership of the committee is:

31 (a) one physician, licensed to practice medicine and surgery under Title 58, Chapter 67,  
 32 Utah Medical Practice Act, or Title 58, Chapter 68, Utah Osteopathic Medical Practice Act,  
 33 who is a graduate of a regularly chartered medical school;

34 (b) one hospital administrator;

35 (c) one hospital trustee;

36 (d) ~~Ĥ→~~ [~~one representative~~] two representatives ~~←Ĥ~~ of the nursing care facility industry;

37 (e) one registered nurse, licensed to practice under Title 58, Chapter 31b, Nurse  
 38 Practice Act;

39 (f) one professional in the field of mental retardation not affiliated with a nursing care  
 40 facility;

41 (g) one licensed architect or engineer with expertise in health care facilities;

42 (h) two representatives of [~~health care facilities, other than nursing care facilities or~~  
 43 ~~hospitals,~~] assisted living facilities licensed under this chapter; [~~and~~]

44 (i) [~~four~~] two consumers, one of whom has an interest in or expertise in geriatric  
 45 care[-]; ~~Ĥ→~~ and ~~←Ĥ~~

46 (j) one representative from ~~Ĥ→~~ either ~~←Ĥ~~ a home health care provider ~~Ĥ→~~ or a hospice  
 46a provider ~~←Ĥ~~ ; ~~Ĥ→~~ [~~and~~

47 ~~(k) one representative from a hospice provider.~~] ~~←Ĥ~~

48 (2) (a) Except as required by Subsection (2)(b), members shall be appointed for a term  
 49 of four years.

50 (b) Notwithstanding the requirements of Subsection (2)(a), the governor shall, at the  
 51 time of appointment or reappointment, adjust the length of terms to ensure that the terms of  
 52 committee members are staggered so that approximately half of the committee is appointed  
 53 every two years.

54 (c) When a vacancy occurs in the membership for any reason, the replacement shall be  
 55 appointed for the unexpired term by the governor, giving consideration to recommendations  
 56 made by the committee, with the consent of the Senate.

57 (d) A member may not serve more than two consecutive full terms or ten consecutive  
 58 years, whichever is less. However, a member may continue to serve as a member until he is

59 replaced.

60 (e) The committee shall annually elect from its membership a chair and vice chair.

61 (f) The committee shall meet at least quarterly, or more frequently as determined by the  
62 chair or five members of the committee.

63 (g) Seven members constitute a quorum. A vote of the majority of the members  
64 present constitutes action of the committee.

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**Legislative Review Note**  
**as of 12-6-06 7:33 AM**

**Office of Legislative Research and General Counsel**

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**H.B. 276 - Health Facility Committee Amendments**

**Fiscal Note**

2007 General Session

State of Utah

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**State Impact**

Enactment of this bill will not require additional appropriations.

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**Individual, Business and/or Local Impact**

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for individuals, businesses, or local governments.

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*1/24/2007, 3:59:14 PM, Lead Analyst: Greer, W.*

**Office of the Legislative Fiscal Analyst**