

SENATE FILE NO. SF0070

Nursing care facility construction-2.

Sponsored by: Senator(s) Peck

A BILL

for

1 AN ACT relating to public health; amending the definition
2 of construction area for nursing care facilities; amending
3 the construction limitation for nursing care facilities;
4 and providing for an effective date.

5

6 *Be It Enacted by the Legislature of the State of Wyoming:*

7

8 **Section 1.** W.S. 35-2-901(a)(v) and 35-2-906(b) are
9 amended to read:

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11 **35-2-901. Definitions; applicability of provisions.**

12

13 (a) As used in this act:

14

15 (v) "Construction area" means ~~a~~thirty (30) ~~mile~~
16 ~~radius~~ highway miles, from ~~the center of the closest~~
17 ~~community in Wyoming to a~~ any existing nursing care

1 facility or hospital with swing beds to the site of the
2 proposed nursing care facility, as determined by utilizing
3 the state map prepared by the Wyoming department of
4 transportation;

5
6 **35-2-906. Construction and expansion of facilities;**
7 **exemption.**

8
9 (b) Nursing care facility beds shall not be expanded
10 or constructed if the average of all the nursing care bed
11 occupancy, excluding veteran administration beds, in the
12 construction area is eighty-eight percent (88%) or less
13 until January 1, 2004, then eighty-five percent (85%) or
14 less thereafter based upon the annual occupancy report
15 prepared by the division.

16
17 **Section 2.** This act is effective immediately upon
18 completion of all acts necessary for a bill to become law
19 as provided by Article 4, Section 8 of the Wyoming
20 Constitution.

21
22 (END)