

AN ACT

ENTITLED, An Act to provide for access critical nursing facilities to ensure access to health care within a reasonable distance.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. The Department of Social Services shall designate access critical nursing facilities annually as part of the medicaid rate setting process. The department shall designate the access critical nursing facilities according to the following criteria:

- (1) No other nursing facility is located within twenty miles;
- (2) The nursing facility is located in the largest municipality within thirty-five miles, unless the next closest nursing facility is located more than fifty miles from any other nursing facility;
- (3) The nursing facility provides skilled nursing facility services;
- (4) The nursing facility is integrated with other health care services, either through affiliation with other services or through formal agreement;
- (5) The projected nursing facility demand within the county in which the facility is located is less than sixty beds in 2015; and
- (6) The nursing facility agrees to relinquish any excess moratorium beds that are authorized pursuant to § 34-12-35.4.

An Act to provide for access critical nursing facilities to ensure access to health care within a reasonable distance.

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I certify that the attached Act
originated in the

SENATE as Bill No. 140

Secretary of the Senate
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President of the Senate

Attest:

Secretary of the Senate

Speaker of the House

Attest:

Chief Clerk

Senate Bill No. 140
File No. _____
Chapter No. _____

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Received at this Executive Office
this _____ day of _____ ,

20____ at _____ M.

By _____
for the Governor
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The attached Act is hereby
approved this _____ day of
_____, A.D., 20____

Governor
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STATE OF SOUTH DAKOTA,
ss.
Office of the Secretary of State

Filed _____, 20____
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State