

SENATE BILL No. 405

DIGEST OF INTRODUCED BILL

Citations Affected: IC 5-11-13-0.5; IC 16-18-2; IC 16-21-6-3; IC 16-22; IC 16-23-1; IC 16-28.

Synopsis: Regulation of hospitals and nursing homes. Repeals provisions that allow a county or city hospital to withhold from disclosure the individual salaries of hospital employees. Sets forth financial reporting requirements for hospitals concerning revenue generated from the ownership, operation, or management of a nursing facility. Requires the state department of health to: (1) jointly with the office of the secretary of family and social services, develop and finalize before July 1, 2024, quality metrics to improve clinical, administrative, and quality of life care for health facility residents; and (2) post on the state department's Internet web site certain information concerning a health facility's inspection reports, survey reports, and ownership information. Requires a health facility to disclose a description of the services provided by the facility and the rates charged for the services to prospective residents. Requires a health facility to: (1) post personnel and licensure classification information for on duty personnel; (2) retain personnel and licensure information for employees for public inspection; and (3) maintain a record of every inspection report and final citation issued to the health facility for public inspection. Prohibits a health facility from taking retaliatory action against an employee because the employee: (1) discloses or threatens to disclose actions or practices implemented by the health facility that the employee reasonably believes is in violation of federal or state law, rule, or regulation; (2) provides information or testifies in investigations or hearings; or (3) assists or participates in proceedings to enforce state law. Provides for relief to the employee.

Effective: July 1, 2022.

Qaddoura

January 12, 2022, read first time and referred to Committee on Health and Provider Services.



Second Regular Session of the 122nd General Assembly (2022)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2021 Regular Session of the General Assembly.

SENATE BILL No. 405

A BILL FOR AN ACT to amend the Indiana Code concerning health.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 5-11-13-0.5 IS REPEALED [EFFECTIVE JULY
- 2 1, 2022]. ~~Sec. 0.5: This chapter does not apply to a hospital organized~~
- 3 ~~under IC 16-22-2, IC 16-22-8, or IC 16-23-1.~~
- 4 SECTION 2. IC 16-18-2-253.7, AS ADDED BY P.L.229-2011,
- 5 SECTION 158, IS AMENDED TO READ AS FOLLOWS
- 6 [EFFECTIVE JULY 1, 2022]: Sec. 253.7. "Nursing facility", for
- 7 purposes of **IC 16-21, IC 16-22, IC 16-23, and IC 16-28-15**, has the
- 8 meaning set forth in IC 16-28-15-4.
- 9 SECTION 3. IC 16-18-2-319.5 IS ADDED TO THE INDIANA
- 10 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
- 11 [EFFECTIVE JULY 1, 2022]: **Sec. 319.5. "Retaliatory action", for**
- 12 **purposes of IC 16-28-4-8, has the meaning set forth in**
- 13 **IC 16-28-4-8(a).**
- 14 SECTION 4. IC 16-21-6-3, AS AMENDED BY P.L.2-2007,
- 15 SECTION 190, IS AMENDED TO READ AS FOLLOWS
- 16 [EFFECTIVE JULY 1, 2022]: Sec. 3. (a) Each hospital shall file with
- 17 the state department a report for the preceding fiscal year within one



1 hundred twenty (120) days after the end of the hospital's fiscal year.
2 The state department shall grant an extension of the time to file the
3 report if the hospital shows good cause for the extension. The report
4 must contain the following:

5 (1) A copy of the hospital's balance sheet, including a statement
6 describing the hospital's total assets and total liabilities.

7 (2) A copy of the hospital's income statement.

8 (3) A statement of changes in financial position.

9 (4) A statement of changes in fund balance.

10 (5) Accountant notes pertaining to the report.

11 (6) A copy of the hospital's report required to be filed annually
12 under 42 U.S.C. 1395g, and other appropriate utilization and
13 financial reports required to be filed under federal statutory law.

14 (7) Net patient revenue.

15 (8) A statement including:

16 (A) Medicare gross revenue;

17 (B) Medicaid gross revenue;

18 (C) other revenue from state programs;

19 (D) revenue from local government programs;

20 (E) local tax support;

21 (F) charitable contributions;

22 (G) other third party payments;

23 (H) gross inpatient revenue;

24 (I) gross outpatient revenue;

25 (J) contractual allowance;

26 (K) any other deductions from revenue;

27 (L) charity care provided;

28 (M) itemization of bad debt expense; and

29 (N) an estimation of the unreimbursed cost of subsidized
30 health services.

31 (9) A statement itemizing donations.

32 (10) A statement describing the total cost of reimbursed and
33 unreimbursed research.

34 (11) A statement describing the total cost of reimbursed and
35 unreimbursed education separated into the following categories:

36 (A) Education of physicians, nurses, technicians, and other
37 medical professionals and health care providers.

38 (B) Scholarships and funding to medical schools, and other
39 postsecondary educational institutions for health professions
40 education.

41 (C) Education of patients concerning diseases and home care
42 in response to community needs.



1 (D) Community health education through informational
 2 programs, publications, and outreach activities in response to
 3 community needs.

4 (E) Other educational services resulting in education related
 5 costs.

6 **(12) A statement including the revenue from the hospital's**
 7 **ownership, operation, or management of a nursing facility**
 8 **and how the revenue is used or distributed by the hospital.**

9 (b) The information in the report filed under subsection (a) must be
 10 provided from reports or audits certified by an independent certified
 11 public accountant or by the state board of accounts.

12 SECTION 5. IC 16-22-3-12, AS AMENDED BY P.L.208-2016,
 13 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 14 JULY 1, 2022]: Sec. 12. (a) The state board of accounts:

15 (1) shall approve or prescribe the manner in which the hospital
 16 records are kept;

17 (2) except as provided in subsection (c), shall audit the records of
 18 the hospital; and

19 (3) may approve forms for use by all hospitals or groups of
 20 hospitals.

21 (b) The governing board may use the calendar year or a fiscal year
 22 for maintaining hospital financial records. A hospital that receives a
 23 financial subsidy from the county for hospital operations, excluding
 24 mental health or ambulance services, during the preceding calendar or
 25 fiscal year must file with the county executive and the county fiscal
 26 body an annual report showing the income and expenses of the
 27 operating fund for the preceding calendar or fiscal year by major
 28 classification according to the chart of accounts approved by the state
 29 board of accounts. If the hospital uses a calendar year for maintaining
 30 financial records, the report must be filed not later than the last
 31 Monday in March of each year. If the hospital uses a fiscal year for
 32 maintaining financial records, the report must be filed not later than
 33 ninety (90) days after the close of the fiscal year. The annual report
 34 shall be published one (1) time. Hospital financial records may be kept
 35 in hard copy, on microfilm, or via another data system acceptable to the
 36 state board of accounts.

37 (c) A hospital may elect to have an audit required under subsection
 38 (a) performed by an independent certified public accounting firm that
 39 is experienced in hospital matters. The audit report must be kept on file
 40 at the hospital and a copy must be provided to the state board of
 41 accounts. The audit engagement by a certified public accounting firm
 42 must be performed pursuant to guidelines established by the state board



1 of accounts.

2 (d) If a hospital elects to use an independent certified public
 3 accounting firm under subsection (c), the hospital shall provide written
 4 notice to the state board of accounts not less than one hundred eighty
 5 (180) days before the beginning of the hospital's fiscal year in which
 6 the hospital elects to be audited by an independent certified public
 7 accounting firm. For that hospital fiscal year, and each following fiscal
 8 year until the hospital terminates the hospital's use of an independent
 9 certified public accounting firm, the hospital shall use an independent
 10 certified public accounting firm under subsection (c). A hospital shall
 11 terminate its use of an independent certified public accounting firm
 12 under subsection (c) by providing written notice to the state board of
 13 accounts not less than one hundred eighty (180) days before the
 14 beginning of the hospital's fiscal year in which the hospital elects not
 15 to be audited by an independent certified public accounting firm. For
 16 that hospital fiscal year, and each following fiscal year until the
 17 hospital elects to use an independent certified public accounting firm
 18 as provided under this subsection, the hospital must be audited by the
 19 state board of accounts for purposes of section 12(a)(2) of this chapter.
 20 For any fiscal year in which the hospital does not use an independent
 21 certified public accounting firm under subsection (c), the hospital shall
 22 be audited by the state board of accounts.

23 ~~(e) Any information concerning the specific salaries paid to~~
 24 ~~individual employees of a hospital may be withheld by the hospital~~
 25 ~~from disclosure under IC 5-14-3. However, the information must be~~
 26 ~~provided to the state board of accounts upon request. The state board~~
 27 ~~of accounts shall maintain the confidentiality of the information as~~
 28 ~~required under IC 5-14-3-6.5.~~

29 **(e) If a county hospital is the license holder for a nursing facility,**
 30 **the county hospital shall include in the county hospital financial**
 31 **records the following:**

32 **(1) The name of each nursing facility.**

33 **(2) Any intergovernmental transfer, federal upper payment**
 34 **limit, federal supplemental payment, or other payment**
 35 **mechanism that the county hospital implements or**
 36 **participates in as part of the county hospital's licensure of the**
 37 **nursing facility.**

38 **(3) The manner of distribution or use of any revenue,**
 39 **including federal funds, federal upper payment limits, and**
 40 **federal supplemental payments generated from the**
 41 **intergovernmental transfer or payment mechanism.**

42 SECTION 6. IC 16-22-8-35.5 IS REPEALED [EFFECTIVE JULY



1 1, 2022]. Sec. 35.5: Any information concerning the specific salaries
 2 paid to individual employees of a hospital may be withheld by the
 3 hospital from disclosure under IC 5-14-3. However, the information
 4 must be provided to the state board of accounts upon request. The state
 5 board of accounts shall maintain the confidentiality of the information
 6 as required under IC 5-14-3-6.5.

7 SECTION 7. IC 16-22-8-39 IS AMENDED TO READ AS
 8 FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 39. (a) A hospital
 9 owned, operated, or managed by the corporation shall be for the benefit
 10 of the residents of the county and of every person who becomes sick,
 11 injured, or maimed within the county.

12 (b) A patient who is able to pay shall pay to the corporation a
 13 reasonable compensation for medicine or hospital services according
 14 to the rules prescribed by the board. The board or the board's
 15 authorized representative may exclude from the hospital a person who
 16 willfully violates the rules. On terms and conditions the board
 17 prescribes, the corporation may:

18 (1) extend the privileges and use of the hospital, the corporation's
 19 health care programs, and health care facilities to persons residing
 20 outside of the county; and

21 (2) own or operate nursing facilities located inside or outside of
 22 the county.

23 (c) There may not be discrimination against practitioners of any
 24 school of medicine holding unlimited licenses to practice medicine
 25 recognized in Indiana. The licensed practitioners are entitled to equal
 26 privileges in treating patients in the hospital.

27 **(d) If the corporation owns, holds the license to, operates, or**
 28 **manages a nursing facility, regardless of whether the nursing**
 29 **facility is located inside or outside of the county, the corporation**
 30 **shall, before March 31 of each year, submit a report to the state**
 31 **board of accounts that includes the following:**

32 **(1) The name of each nursing facility owned, operated, or**
 33 **managed by the corporation.**

34 **(2) Each intergovernmental transfer or other payment**
 35 **mechanism that the corporation implements or participates**
 36 **in the licensure, ownership, operation, or management of a**
 37 **nursing facility and the amount of federal financial**
 38 **participation that the corporation obtains through the**
 39 **intergovernmental transfer, federal upper payment limit,**
 40 **federal supplemental payment, or other payment mechanism.**

41 **(3) The manner in which the federal funds received through**
 42 **an intergovernmental transfer, federal upper payment limit,**



1 **federal supplemental payment, or other payment mechanism**
 2 **described in subdivision (2) are distributed or used by the**
 3 **corporation.**

4 SECTION 8. IC 16-23-1-31 IS AMENDED TO READ AS
 5 FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 31. (a) If the annual
 6 budget and appropriations, or any additional appropriations or transfers
 7 of money, made or proposed by the board of directors, excluding any
 8 cumulative building money:

9 (1) is not based upon or derived in part from a tax levy on
 10 property in the county or city; and

11 (2) involves only the funds of the hospital derived wholly from
 12 other sources than property taxes;

13 the board only needs to adopt a resolution for the approval of the
 14 budget appropriations, additional appropriations, or transfers and file
 15 a true copy of the budget appropriations, additional appropriations, or
 16 transfers and the resolution in the offices of the county auditor and city
 17 clerk-treasurer within seven (7) days after board action for the
 18 information of the public.

19 (b) If the funds are not derived from taxation, the city fiscal body
 20 may review, consider, and file objections and take an appeal to the
 21 department of local government finance upon the following:

22 (1) An annual budget and any appropriations in the budget and
 23 request the reduction or elimination of any item.

24 (2) Additional appropriations or transfers of funds, or any part of
 25 additional appropriations or transfers of funds, within ten (10)
 26 days after the certificate has been filed in the clerk-treasurer's
 27 office.

28 The ruling and action of the department of local government finance is
 29 final and conclusive.

30 (c) The annual budget and appropriations may be revised by the
 31 board of directors by increasing or decreasing items in the budget
 32 based on revenues derived from sources other than property taxes and
 33 by transfer from any items of the budget and appropriations to other
 34 items of the budget, without giving legal notice or any public hearing.
 35 However, a copy of each resolution changing the budget or any
 36 appropriations or transfers of funds shall be filed with the city
 37 clerk-treasurer and county auditor within seven (7) days after the
 38 passage of each resolution. The resolution is subject to appeal by the
 39 city fiscal body to the department of local government finance for final
 40 action in the manner and within the period provided in this section.

41 (d) The governing board shall annually file a condensed annual
 42 report of receipts and expenditures of all hospital funds. Expenses or



1 income items may be summarized in a fair and an accurate manner for
 2 the information of all taxpayers and citizens. A copy of the annual
 3 report covering the preceding calendar year shall be filed in the city
 4 clerk-treasurer's office and in the county auditor's office on or before
 5 the first Monday in March. Detailed information on the items must be
 6 available for inspection by the public at the hospital administrator's
 7 office.

8 **(e) If the board of directors owns, holds the license to, operates,**
 9 **or manages a nursing facility, the board of directors shall include**
 10 **the following information in the report required under subsection**
 11 **(d):**

12 **(1) The name of each nursing facility owned, operated,**
 13 **managed, or for which a license is held by the board of**
 14 **directors.**

15 **(2) Each intergovernmental transfer, federal upper payment**
 16 **limit, federal supplemental payment, or other payment**
 17 **mechanism that the board of directors implements or**
 18 **participates in the ownership, licensure, operation, or**
 19 **management of a nursing facility and the amount of federal**
 20 **financial participation that the board of directors obtains**
 21 **through the intergovernmental transfer, federal upper**
 22 **payment limit, federal supplemental payment, or other**
 23 **payment mechanism.**

24 **(3) The manner in which the federal funds received through**
 25 **an intergovernmental transfer, federal upper payment limit,**
 26 **federal supplemental payment, or other payment mechanism**
 27 **described in subdivision (2) are distributed or used by the**
 28 **board of directors.**

29 SECTION 9. IC 16-23-1-33.5 IS REPEALED [EFFECTIVE JULY
 30 1, 2022]. Sec. 33.5: Any information concerning the specific salaries
 31 paid to individual employees of a hospital may be withheld by the
 32 hospital from disclosure under IC 5-14-3. However, the information
 33 must be provided to the entities described in section 33 of this chapter.
 34 Any entity shall maintain the confidentiality of the information as
 35 required under IC 5-14-3-6.5.

36 SECTION 10. IC 16-28-1-7, AS AMENDED BY P.L.141-2014,
 37 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 38 JULY 1, 2022]: Sec. 7. The state department shall do the following:

39 (1) Adopt rules under IC 4-22-2 governing the following:

40 (A) Health and sanitation standards necessary to protect the
 41 health, safety, security, rights, and welfare of patients.

42 (B) Qualifications of applicants for licenses issued under this



- 1 article to assure the proper care of patients.
- 2 (C) Operation, maintenance, management, equipment, and
- 3 construction of facilities required to be licensed under this
- 4 article if jurisdiction is not vested in any other state agency.
- 5 (D) Manner, form, and content of the license, including rules
- 6 governing disclosure of ownership interests.
- 7 (E) Levels of medical staffing and medical services in
- 8 cooperation with the office of Medicaid policy and planning,
- 9 division of family resources, and other agencies authorized to
- 10 pay for the services.
- 11 (2) Recommend to the fire prevention and building safety
- 12 commission fire safety rules necessary to protect the health,
- 13 safety, security, rights, and welfare of patients.
- 14 (3) Classify health facilities in health care categories.
- 15 **(4) Develop and finalize:**
- 16 **(A) before July 1, 2024; and**
- 17 **(B) jointly with the office of the secretary of family and**
- 18 **social services;**
- 19 **quality metrics to improve clinical, administrative, and**
- 20 **quality of life care for health facility residents.**
- 21 SECTION 11. IC 16-28-1-14 IS AMENDED TO READ AS
- 22 FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 14. (a) The division
- 23 shall provide, on the request of any person and payment of a fee to
- 24 cover the direct and indirect costs of complying with the request:
- 25 (1) a copy of a report of an inspection from the public file of a
- 26 health facility;
- 27 (2) a brief descriptive summary of the annual survey report of a
- 28 health facility; or
- 29 (3) both.
- 30 (b) Reports of all inspections under this chapter shall be maintained
- 31 by each health facility for ~~two~~ **(2) five (5)** years and shall be made
- 32 available for inspection by any member of the public upon request.
- 33 **(c) The state department shall post on the state department's**
- 34 **Internet web site the following concerning each health facility:**
- 35 **(1) The health facility's inspection reports for the previous**
- 36 **five (5) calendar years after the inspection reports have been**
- 37 **finalized and any appeal process concerning the report is**
- 38 **complete.**
- 39 **(2) Any final citation issued to the health facility, including**
- 40 **any plans of correction and enforcement remedies.**
- 41 **(3) A brief descriptive summary of the annual survey report**
- 42 **of the health facility.**



1 **(4) The health facility's disclosure of ownership interests in**
 2 **accordance with rules adopted under section 7 of this chapter.**

3 SECTION 12. IC 16-28-2-6.5, AS ADDED BY P.L.173-2019,
 4 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 5 JULY 1, 2022]: Sec. 6.5. **(a)** A health facility shall disclose the
 6 following to each prospective resident in writing:

7 (1) Information concerning the long term care ombudsman
 8 program (IC 12-10-13), including information on how to contact
 9 the long term care ombudsman and the state department
 10 concerning a health facility.

11 (2) Any policy of the health facility under which, regardless of
 12 whether the resident resides at the health facility for the full
 13 month or for a partial month, the health facility charges the
 14 resident the full monthly rate.

15 **(3) A description of the services provided by the health facility**
 16 **and the rates charged for the services, including any items or**
 17 **services that a resident may be charged separately and in**
 18 **addition to a resident's monthly charge.**

19 **(b) A health facility shall retain the following for public**
 20 **inspection:**

21 **(1) A record of the personnel employed or retained by the**
 22 **health facility, including any licensure, certification, or**
 23 **registration held by each personnel.**

24 **(2) Inspection reports, survey reports, and final citations**
 25 **issued by the state department.**

26 SECTION 13. IC 16-28-2-8 IS AMENDED TO READ AS
 27 FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 8. (a) Each
 28 comprehensive care health facility shall post a notice that a resident,
 29 the legal representative of the resident, or another individual designated
 30 by the resident may request from the licensed nurse in charge of each
 31 shift information that designates the names **and licensure,**
 32 **certification, or registration, if any,** of all ~~nursing~~ personnel on duty
 33 by job classification for the:

34 (1) wing;

35 (2) unit; or

36 (3) other area as routinely designated by the health facility;
 37 where the resident resides.

38 (b) The notice required under subsection (a) must meet the
 39 following conditions:

40 (1) Be posted in a conspicuous place that is readily accessible to
 41 residents and the public.

42 (2) Be at least 24 point font size on a poster that is at least eleven



- 1 (11) inches wide and seventeen (17) inches long.
- 2 (3) Contain the:
- 3 (A) business telephone number of the administrator of the
- 4 health facility; and
- 5 (B) toll free telephone number for filing complaints with the
- 6 state department.
- 7 (4) State that if a resident, the legal representative of the resident,
- 8 or another individual designated by the resident is unable to
- 9 obtain the information described in subsection (a) from the
- 10 licensed nurse in charge of each shift, the resident, the legal
- 11 representative of the resident, or another individual designated by
- 12 the resident may do any of the following:
- 13 (A) Contact the administrator of the health facility.
- 14 (B) File a complaint with the state department by using the
- 15 state department's toll free telephone number.
- 16 (c) The state department may adopt rules under IC 4-22-2 to carry
- 17 out this section.
- 18 SECTION 14. IC 16-28-4-8 IS ADDED TO THE INDIANA CODE
- 19 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 20 1, 2022]: **Sec. 8. (a) As used in this section, "retaliatory action"**
- 21 **means the reprimand, discharge, suspension, demotion, denial of**
- 22 **promotion or transfer, or change in the terms and conditions of**
- 23 **employment of an employee of a health facility that is taken in**
- 24 **retaliation for the employee's involvement in a protected activity**
- 25 **as set forth in this section.**
- 26 **(b) A health facility may not take any retaliatory action against**
- 27 **an employee of the health facility because the employee does any**
- 28 **of the following:**
- 29 **(1) Discloses or threatens to disclose to a supervisor or to the**
- 30 **public an activity, inaction, policy, or practice implemented**
- 31 **by a health facility that the employee reasonably believes is in**
- 32 **violation of a federal or state law, rule, or regulation.**
- 33 **(2) Provides information to or testifies before any law**
- 34 **enforcement or governmental entity conducting an**
- 35 **investigation, hearing, or inquiry into any violation of a**
- 36 **federal or state law, rule, or regulation.**
- 37 **(3) Assists or participates in a proceeding to enforce the**
- 38 **provisions of this article.**
- 39 **(c) A violation of this section occurs only if there is a finding**
- 40 **that:**
- 41 **(1) the employee of the health facility engaged in conduct**
- 42 **described in subsection (b); and**



1 **(2) the employee's conduct was a contributing factor in the**
2 **retaliatory action alleged by the employee.**
3 **However, a health facility has not violated this section if the health**
4 **facility demonstrates, by clear and convincing evidence, that the**
5 **health facility would have taken the unfavorable employment**
6 **action against the employee in the absence of the conduct described**
7 **in subsection (b).**
8 **(d) If a court finds that a health facility has taken retaliatory**
9 **action against an employee in violation of this section, the employee**
10 **may be awarded all relief necessary to make the employee whole**
11 **and to prevent future violations of this section. Relief may include**
12 **any of the following:**
13 **(1) Reinstatement of the individual to the same or equivalent**
14 **position held before the retaliatory action was taken.**
15 **(2) Two (2) times the amount of back pay that is owed to the**
16 **individual.**
17 **(3) Interest on the back pay that is owed to the individual.**
18 **(4) Compensation for any special damages sustained by the**
19 **individual as a result of the retaliatory action being taken,**
20 **including costs and expenses of litigation and reasonable**
21 **attorney's fees.**
22 **(e) Nothing in this section shall be deemed to diminish the rights,**
23 **privileges, or remedies of the individual under any other federal or**
24 **state law, rule, regulation, or employment contract.**
25 **SECTION 15. IC 16-28-5-3.5 IS ADDED TO THE INDIANA**
26 **CODE AS A NEW SECTION TO READ AS FOLLOWS**
27 **[EFFECTIVE JULY 1, 2022]: Sec. 3.5. A health facility shall**
28 **maintain a record of every final citation issued to the health facility**
29 **and make the record available for inspection by any member of the**
30 **public upon request.**

