

(7) SPECIFIC DEFINED ROLE IN EMERGENCY MEDICAL SERVICES SYSTEM WITH APPROPRIATE TELEPHONE COMMUNICATION; AND

(8) AVAILABILITY OF EMERGENCY SERVICES TO ALL PERSONS REGARDLESS OF ABILITY TO PAY.

19-3A-03.

~~THE SECRETARY SHALL~~

~~(1) -- VERIFY COMPLIANCE WITH -- THE -- PROVISIONS -- OF -- THIS SUBTITLE, -- AND~~

~~(2) -- CONDUCT --- INVESTIGATIONS --- OF --- COMPLAINTS --- WHICH ADDRESS QUALITY OF CARE ISSUES-~~

(A) THE DEPARTMENT SHALL ISSUE A CERTIFICATE TO A FREESTANDING MEDICAL FACILITY THAT MEETS THE CERTIFICATION REQUIREMENTS UNDER THIS SECTION.

(B) A FREESTANDING MEDICAL FACILITY THAT USES IN ITS TITLE OR ADVERTISING THE WORDS "EMERGENCY", "URGENT CARE", OR PARTS OF THOSE WORDS OR OTHER LANGUAGE INDICATING TO THE PUBLIC THAT MEDICAL TREATMENT FOR IMMEDIATELY LIFE THREATENING MEDICAL CONDITIONS EXIST AT THAT FACILITY SHALL BE CERTIFIED BY THE DEPARTMENT BEFORE IT MAY OPERATE IN THIS STATE.

19-3A-04.

THE GOVERNING BODY OF ANY COUNTY MAY ADOPT RULES AND REGULATIONS GOVERNING FREESTANDING MEDICAL FACILITIES MORE RESTRICTIVE THAN THE REGULATIONS ADOPTED BY THE DEPARTMENT.

19-3A-04 19-3A-05.

A PERSON WHO VIOLATES ANY PROVISION OF THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$5,000 OR IMPRISONMENT NOT EXCEEDING 1 YEAR OR BOTH.

19-3A-05 19-3A-06.

THE CIRCUIT COURT FOR A COUNTY IN WHICH A PERSON IS OPERATING A FREESTANDING MEDICAL FACILITY IN VIOLATION OF A PROVISION OF THIS SUBTITLE MAY ENJOIN FURTHER OPERATION OF THE FREESTANDING MEDICAL FACILITY THAT VIOLATES THIS SUBTITLE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1985.

Approved May 21, 1985.
