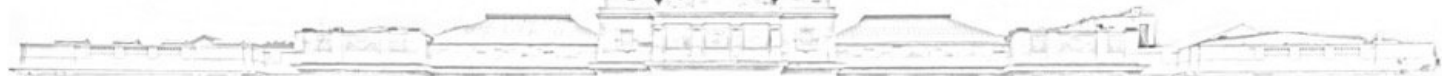




ADMINISTRATIVE RULES OF MONTANA



37.106.103 LONG-TERM CARE: WHERE ALLOWED

- (1) A health care facility, as defined in 50-5-301 , MCA, may provide long-term care only if:
 - (a) it is licensed to provide the level of care in question; or
 - (b) it has received certificate of need approval pursuant to ARM 37.106.126 for the establishment of swing beds, is certified to provide long-term care in such swing beds, and the provision of long-term care is limited to such swing beds.
- (2) A hospital may provide long-term care only if:
 - (a) it has received certificate of need approval from the department for the establishment of swing beds, is certified to provide long-term care in such swing beds, and the provision of long-term care is limited to such swing beds; or
 - (b) whenever the number of beds in which long term care is provided is five or fewer, the facility is certified to provide long-term care in those beds as swing beds, and the provision of long-term care is limited to such swing beds.

Authorizing statute(s): Sec. 50-5-103 and 50-5-302, MCA

Implementing statute(s): Sec. 50-5-201 and 50-5-301, MCA

History: NEW, 1986 MAR p. 38, Eff. 1/17/86; AMD, 1987 MAR p. 1074, Eff. 7/17/87; AMD, 1996 MAR p. 1975, Eff. 7/19/96; TRANS, from DHES, 2002 MAR p. 185.