

216.720 Registration of health care services agency required -- Application -- Administrative regulations -- Fees -- Administrative hearing.

- (1) No health care services agency shall be operated, maintained, or advertised without registering with the Cabinet for Health and Family Services. Each separate location of a health care services agency shall register and obtain a separate registration.
- (2) The cabinet shall promulgate administrative regulations in accordance with KRS Chapter 13A to establish the application process for health care services agency registration. The application shall include:
 - (a) The names and addresses of any controlling person;
 - (b) The names and addresses of any owner who does not meet the definition of controlling person. If the owner is a corporation, the application shall include copies of its articles of incorporation and current bylaws, and the names and addresses of its officers and directors;
 - (c) Satisfactory proof of compliance with KRS 216.718 to 216.728;
 - (d) A policy and procedure that describes how the health care services agency's records will be immediately available to the cabinet upon request;
 - (e) Any other relevant information that the cabinet determines is necessary to properly evaluate an application for registration; and
 - (f) A registration fee in the amount of three thousand dollars (\$3,000) per registration.
- (3) The cabinet shall deny any application for health care services agency registration for failure to provide the information required by this section.
- (4) A registration issued by the cabinet to a health care services agency shall be effective for a period of one (1) year from the date of its issuance unless the registration is revoked for noncompliance with KRS 216.718 to 216.728. If a controlling person changes, the health care services agency is sold, or management is transferred, the registration of the agency shall be voided and the new controlling person, owner, or manager may apply for a new registration.
- (5) The cabinet shall not issue or renew a health care services agency registration if a controlling person's registration has not been renewed or has been revoked due to noncompliance with requirements in KRS 216.718 to 216.728 for five (5) years from the date of nonrenewal or revocation.
- (6) A health care services agency may request a hearing in accordance with KRS Chapter 13B to appeal a denial of an application for registration, revocation of registration, or an imposed monetary penalty.

Effective: July 14, 2022

History: Created 2022 Ky. Acts ch. 110, sec. 2, effective July 14, 2022.