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HEALTH AND SAFETY CODE - HSC

DIVISION 2. LICENSING PROVISIONS [1200 - 1796.70] (*Division 2 enacted by Stats. 1939, Ch. 60.*)

CHAPTER 8.5. California Hospice Licensure Act of 1990 [1745 - 1759] (*Chapter 8.5 added by Stats. 1990, Ch. 1343, Sec. 1.*)

ARTICLE 2.3. New License Moratorium [1751.70 - 1751.85] (*Article 2.3 added by Stats. 2021, Ch. 494, Sec. 1.*)

1751.70. (a) Notwithstanding any other law and except as provided in Section 1751.75, on and after January 1, 2022, and until January 1, 2027, or one year after the date emergency regulations are adopted pursuant to Section 1753.1, the department shall not issue a new license to operate a hospice agency pursuant to this chapter.

(b) Hospice facilities licensed under subdivision (n) of Section 1250 are exempt from the moratorium established under subdivision (a).

(Amended by Stats. 2024, Ch. 999, Sec. 1. (AB 177) Effective September 30, 2024. Repealed as of January 1, 2027, pursuant to Section 1751.85.)

1751.75. (a) The department may grant an exception to the moratorium imposed by this article upon making a written finding that an applicant for a new license, or with a license application pending on January 1, 2022, has shown a demonstrable need for hospice services in the area where the applicant proposes to operate based on the concentration of all existing hospice services in that area.

(b) The department shall issue a new license during the moratorium pursuant to an exception granted under this section in accordance with this chapter, including Article 2 (commencing with Section 1747).

(Added by Stats. 2021, Ch. 494, Sec. 1. (SB 664) Effective January 1, 2022. Repealed as of January 1, 2027, pursuant to Section 1751.85.)

1751.80. This article shall not be deemed to modify the authority of the department to renew a license pursuant to this chapter.

(Added by Stats. 2021, Ch. 494, Sec. 1. (SB 664) Effective January 1, 2022. Repealed as of January 1, 2027, pursuant to Section 1751.85.)

1751.85. This article shall remain in effect only until January 1, 2027, and as of that date is repealed.

(Added by Stats. 2021, Ch. 494, Sec. 1. (SB 664) Effective January 1, 2022. Repealed as of January 1, 2027, by its own provisions. Note: Repeal affects Article 2.3, commencing with Section 1751.70.)