

**135B.3A Rural emergency hospital licensure.**

1. The department shall adopt rules pursuant to [chapter 17A](#) to establish minimum standards for the licensure of rural emergency hospitals consistent with the federal Consolidated Appropriations Act, Pub. L. No. 116-260, §125, and with regulations issued by the United States secretary of health and human services for rural emergency hospitals.

2. To be eligible for a rural emergency hospital license, a facility shall have been, on or before December 27, 2020, one of the following:

a. A licensed critical access hospital.

b. A general hospital with not more than fifty licensed beds located in a county in a rural area as defined in section 1886(d)(2)(D) of the federal Social Security Act.

c. A general hospital with no more than fifty licensed beds that is deemed as being located in a rural area pursuant to section 1886(d)(8)(E) of the federal Social Security Act.

[2023 Acts, ch 16, §4, 20, 21](#)

Referred to in [§135B.1](#)

Section applies to a facility or, due to change in ownership, a successor facility that was, on or before December 27, 2020, a general hospital with no more than fifty licensed beds, located in a county in a rural area as specified in this section with a specified population, and operating on and prior to a specified date under a valid certificate of need; [2023 Acts, ch 16, §20](#)