

LCB File No. R138-07

**PROPOSED REGULATION OF THE
STATE BOARD OF HEALTH**

**EMERGENCY MEDICAL SERVICES
TRANSFER OF PATIENT CARE**

EXPLANATION: Matter in *italics* is new; matter in brackets ~~[omitted material]~~ is material to be omitted.

No other changes have been made to chapter 449 of NAC except 449.331 as indicated in section 1 herein.

No other changes have been made to chapter 450B of NAC except as indicated in sections 2 through 8 herein.

Section 1. Chapter 449 of NAC is hereby amended to read as follows:

NAC 449.331 Emergency services and medical care; transfer agreements. (NRS 449.037)

1. A hospital shall develop and carry out policies and procedures to ensure that emergency services and medical care are provided in accordance with *NRS 450B.790 and subsections 8 and 9 of Section 1 of Senate Bill 244 of the 2007 legislative session*, NRS 439B.410 and 42 C.F.R. § 489.24.

2. All general hospitals not having their own long-term facility shall have transfer agreements with long-term care facilities. Transfer agreements between facilities must be in writing and on file at each facility concerned. The agreements must provide for:

- (a) The transfer of patients between facilities whenever the need for transfer is medically determined; and
- (b) The exchange of appropriate medical and administrative information between facilities.

Section 2. Chapter 450B of NAC is hereby amended by adding thereto the provisions set forth as section 2 through 7 inclusive, of this regulation.

Section 3. *“Hospital” has the meaning ascribed to it in NRS 449.012*

Section 4. *“Provider of emergency medical services” has the meaning ascribed to it in subsection 14(b) of Section 1 of Senate Bill 244 of the 2007 legislative session.*

Section 5. 1. *Upon the State Board of Health’s receipt of a written request from a district board of health in a county whose population is 400,000 or more as described in subsection 8 of Section 1, the State Board of Health may delegate all of its duties set forth in Section 1 of Senate Bill 244 of the 2007 legislative session.*

2. *Upon notification of delegation from the State Board of Health the district board of health in a county whose population is 400,000 or more shall have all duties and responsibilities of*

the State Board of Health as set forth in Section 1 of Senate Bill 244 of the 2007 legislative session.

3. Upon notification of delegation from the State Board of Health, the district board of health in a county whose population is 400,000 or more may require each hospital and provider of emergency medical services that participates to share in the expense of the collection of data as described in subsection 10 of Section 1 of Senate Bill 244 of the 2007 legislative session.

Section 6. *1. Upon the State Board of Health's receipt of a written request from a county or district board of health in a county whose population is less than 400,000 if the conditions described in subsection 3 of Section 1 of Senate Bill 244 of the 2007 legislative session are met, the State Board of Health may delegate all of its duties set forth in Section 1 of Senate Bill 244 of the 2007 legislative session.*

2. The State Board of Health may require a county whose population is 100,000 or more but less than 400,000 to implement a system of collecting data in a manner and format to be specified by the State Board of Health.

3. Upon notification of delegation from the State Board of Health the district board of health in a county whose population is less than 400,000 shall have all duties and responsibilities of the State Board of Health as set forth in Section 1 of Senate Bill 244 of the 2007 legislative session.

Section 7. *1. Any hospital located in a county who participates in the collection of data pursuant to Section 1 of the Senate Bill 244 of the 2007 legislative session shall report the information described in subsection 5 of Section 1 to the State Board of Health including but not limited to the following:*

a. Time person arrives at the hospital, presents at the emergency room;

b. Time person is transferred to the appropriate place in the hospital to receive emergency services;

c. Information on any delay over 30 minutes with predetermined list of reason for selection in the system;

d. Assignment of a unique identifier to each transfer of a person to the hospital by emergency medical services; and

e. Names of personnel of the emergency medical services provider who transported and names of personnel at the hospital responsible for care.

2. Any hospital located in a county in which the district or county board of health has been delegated the duties and responsibilities of the State Board of Health shall report the information described in subsection 5 of Section 1 to the district or county board of health.

3. Any hospital located in a county who participates in the collection of data pursuant to Section 1 of the Senate Bill 244 of the 2007 legislative session is required to share in the expenses as described in subsection 9 of Section 1.

Section 8. *1. Any provider of emergency medical services located in a county whose population is less than 400,000 that participates in the collection of data pursuant to Section 1 of the Senate Bill 244 of the 2007 legislative session shall report the information described in subsection 5 of Section 1 to the State Board of Health including but not limited to the following:*

a. Time person arrives at the hospital, presents at the emergency room;

b. Assignment of a unique identifier to each transfer of a person to the hospital by emergency medical services; and

c. Names of personnel of the emergency medical services provider who transported and names of personnel at the hospital responsible for care.

2. Any provider of emergency medical services located in a county in which the district or county board of health has been delegated the duties and responsibilities of the State Board of Health shall report the information described in subsection 5 of Section 1 to the district or county board of health.

3. Any provider of emergency medical services located in a county whose population is less than 400,000 that participates in the collection of data pursuant to Section 1 of the Senate Bill 244 of the 2007 legislative session is required to share in the expenses as described in subsection 9 of Section 1.