

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

LCB File No. R203-09

February 4, 2010

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

AUTHORITY: §1, NRS 449.037 and section 12 of Assembly Bill No. 123, chapter 149, statutes of Nevada 2009, at page 529 (NRS 449.445).

A REGULATION relating to surgical centers for ambulatory patients; prescribing requirements for accreditation by a nationally recognized organization; and providing other matters properly relating thereto.

Section 1. NAC 449.9745 is hereby amended to read as follows:

449.9745 *1.* The operator of an ambulatory surgical center shall ~~[be deemed by the Division to have complied with the requirements for licensing contained in NAC 449.971 to 449.996, inclusive, if:~~

~~—1.—The center is currently accredited by the] :~~

(a) Not later than 6 months after obtaining a license, submit proof to the Division of accreditation by:

(1) The Joint Commission ~~[on Accreditation of Health Care Organizations, the] ;~~

(2) The Accreditation Association for Ambulatory Health Care ~~[or the] ;~~

(3) The American Association for Accreditation for Ambulatory Surgery Facilities; or

(4) Any other nationally recognized organization approved by the State Board of Health pursuant to subsection 3; and

(b) Maintain current accreditation during the term of licensure.

2. The operator ~~[provides]~~ *of an ambulatory surgical center shall provide to* the Division ~~[with evidence of the accreditation; and]~~ *each report provided by the accrediting organization, including, without limitation, the initial report, each report issued upon renewal of an accreditation and any other report issued by the accrediting organization.*

3. ~~[The standards for accreditation applied by the accrediting organization are at least as stringent as the requirements of NAC 449.971 to 449.996, inclusive.]~~ *An organization which accredits ambulatory surgical centers that wishes to be recognized by the State Board of Health as an accrediting organization for purposes of this section must submit to the Division an application on a form prescribed by the Division. The Division shall review each application received pursuant to this subsection and shall forward to the State Board of Health each application, including the recommendation of the Division whether to approve or deny the application. The recommendation of the Division must be based upon whether the applicant requires an ambulatory surgical center to meet the minimum requirements necessary to ensure a high level of quality. The State Board of Health may approve or deny an application submitted pursuant to this subsection.*