

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

LCB File No. R100-14

A REGULATION to disallow surgeries in ambulatory surgery centers that routinely require immediate admission to another medical facility after discharge from the surgery center.

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

Section 1. NAC 449.9837 is hereby amended to read as follows:

1. An ambulatory surgical center:
 - (a) May be operated only for the purpose of providing surgical services to patients who do not require care *in the facility* for more than 24 hours. *An ambulatory surgical center must not perform surgeries that routinely result in admission to another licensed medical facility within 24 hours after discharge from the surgical center.*
 - (b) Except as otherwise provided in subsection 2, may not be operated in:
 - (1) Conjunction with any other medical facility; or
 - (2) A common area with any other medical facility during its hours of operation.
2. The provisions of subsection 1 do not prohibit an ambulatory surgical center from:
 - (a) Being located in the same building as a physician's office or clinic if the center is physically separated from the office or clinic by at least one fire wall that is rated to withstand a fire for at least 1 hour.
 - (b) Sharing a lobby with another medical facility.
3. The records of an ambulatory surgical center must be maintained separately from the records of any other medical facility.