

Title 10

MARYLAND DEPARTMENT OF HEALTH

Subtitle 05 FREESTANDING AMBULATORY CARE FACILITIES

10.05.05 Freestanding Ambulatory Surgical Facilities

Authority: Health-General Article, §19-3B-01 et seq., Annotated Code of Maryland

Notice of Proposed Action

[Insert Docket No.]

The Secretary of Health proposes to amend **Regulations .05 and .09** under **COMAR 10.05.05 Freestanding Ambulatory Surgical Facilities**.

. 05 Personnel.

A.—B. (text unchanged)

C. *Reappointment.*

(1) The administrator shall establish a procedure for the [biennial] *term of* reappointment of each physician, dentist, or podiatrist[.] *that:*

(a) *If accredited by an accreditation organization, the term may not exceed the term established by the standards of the accreditation organization that accredits the freestanding ambulatory surgical facility; and*

(b) *If not accredited by an accreditation organization, the term may not exceed 36 months.*

[(1)] (2)—[(2)] (3) (text unchanged)

D.—E. (text unchanged)

. 09 Hospitalization.

A. (text unchanged)

B. Procedures for emergency transfer to a hospital shall include, at a minimum:

[(1) Having a written transfer agreement with a local Medicare participating hospital or requiring all physicians, dentists, or podiatrists performing surgery in the freestanding ambulatory surgical facility to have admitting privileges at such a hospital;]

[(2)] (1)—[(4)] (3) (text unchanged)

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Secretary of Health