

**SHB 1414 - H AMD 258**

By Representative Cody

**ADOPTED 3/13/2007**

1 On page 2, line 8, after "18.57 RCW," insert "or"

2 On page 2, line 9, after "18.22 RCW" strike ", or a dentist  
3 licensed under chapter 18.32 RCW"

4 On page 3, line 8, after "**Sec. 3.**" strike "After" and insert  
5 "Except as provided in section 4 of this act, after"

6 On page 3, line 19, after "(2)" insert "Applies to an office  
7 maintained for the practice of dentistry;

8 (3)"

9 On page 3, at the beginning of line 23, strike "(3)" and insert  
10 "(4)"

11 On page 4, line 12, after "improvement" strike "plan" and  
12 insert "program"

13 On page 5, line 13, after "43.70.250." insert "The secretary  
14 shall consult with representatives of ambulatory surgical  
15 facilities when establishing fees."

16 On page 10, line 11, after "every" strike "three years prior to  
17 renewal of a license" and insert "eighteen months"

18 On page 10, line 27, after "department." insert "A survey  
19 performed pursuant to medicare certification or by an approved  
20 accrediting organization may substitute for a survey by the  
21 department if:

1 (a) The ambulatory surgical facility has satisfactorily  
2 completed a survey by the department in the previous eighteen  
3 months; and

4 (b)"

5 On page 10, beginning on line 28, after "survey," strike all  
6 material through "provide" on line 30 and insert "the ambulatory  
7 surgical facility provides"

8 On page 11, line 3, after "submitted" insert "every"

9 On page 11, line 4, after "months" strike "after the issuance  
10 of each initial license or renewal license"

11 On page 15, line 12, after "of the" strike "hospital" and  
12 insert "ambulatory surgical facility"

13 On page 15, line 26, after "department's" strike "hospital" and  
14 insert "ambulatory surgical facility"

15 On page 28, after line 25, insert the following:

16 "Sec. 26. RCW 18.71.017 and 2000 c 171 s 23 are each amended  
17 to read as follows:

18 (1) The commission may adopt such rules as are not inconsistent  
19 with the laws of this state as may be determined necessary or  
20 proper to carry out the purposes of this chapter. The commission  
21 is the successor in interest of the board of medical examiners and  
22 the medical disciplinary board. All contracts, undertakings,  
23 agreements, rules, regulations, and policies continue in full force  
24 and effect on July 1, 1994, unless otherwise repealed or rejected  
25 by this chapter or by the commission.

26 (2) The commission may adopt rules governing office based  
27 surgery performed by persons licensed under this chapter, including  
28 the administration of sedation and anesthesia, training, and  
29 equipment.

30 **Sec. 27.** RCW 18.57.005 and 1986 c 259 s 94 are each amended to  
31 read as follows:

32 The board shall have the following powers and duties:

1 (1) To administer examinations to applicants for licensure  
2 under this chapter;

3 (2) To make such rules and regulations as are not inconsistent  
4 with the laws of this state as may be deemed necessary or proper to  
5 carry out the purposes of this chapter;

6 (3) To establish and administer requirements for continuing  
7 professional education as may be necessary or proper to insure the  
8 public health and safety as a prerequisite to granting and renewing  
9 licenses under this chapter: PROVIDED, That such rules shall not  
10 require a licensee under this chapter to engage in continuing  
11 education related to or provided by any specific branch, school, or  
12 philosophy of medical practice or its political and/or professional  
13 organizations, associations, or societies;

14 (4) To adopt rules governing office based surgery performed by  
15 persons licensed under this chapter, including the administration  
16 of sedation and anesthesia, training, and equipment;

17 (5) To keep an official record of all its proceedings, which  
18 record shall be evidence of all proceedings of the board which are  
19 set forth therein.

20 **Sec. 28.** RCW 18.22.015 and 1990 c 147 s 5 are each amended to  
21 read as follows:

22 The board shall:

23 (1) Administer all laws placed under its jurisdiction;

24 (2) Prepare, grade, and administer or determine the nature,  
25 grading, and administration of examinations for applicants for  
26 podiatric physician and surgeon licenses;

27 (3) Examine and investigate all applicants for podiatric  
28 physician and surgeon licenses and certify to the secretary all  
29 applicants it judges to be properly qualified;

30 (4) Adopt any rules which it considers necessary or proper to  
31 carry out the purposes of this chapter;

32 (5) Adopt rules governing office based surgery performed by  
33 persons licensed under this chapter, including the administration  
34 of sedation and anesthesia, training, and equipment;

35 (6) Determine which schools of podiatric medicine and surgery  
36 will be approved."

- 1           Renumber the sections consecutively and correct internal
- 2 references accordingly.
- 3           Correct the title.

**EFFECT:** Exempts dentists from the ambulatory surgical facility licensing requirements.

Increases the frequency of the submission of quality data by ambulatory surgical facilities to the Department of Health from every three years to every eighteen months.

Increases the frequency of the surveys for ambulatory surgical facilities from every three years to every eighteen months. Authorizes ambulatory surgical facilities to substitute every other Department of Health survey with a survey from an approved accrediting organization.

Authorizes the Medical Quality Assurance Commission, the Podiatric Medical Board, and the State Board of Osteopathic Medicine and Surgery to adopt rules to govern office based surgery.

Requires the Department of Health to consult with representatives of ambulatory surgical facilities when establishing fees.