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Sequence Number: 09-28-14
 Notice ID(s): 2229-2230
 File Date: 9/29/14

Notice of Rulemaking Hearing

Hearings will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, T.C.A. § 4-5-204. For questions and copies of the notice, contact the person listed below.

Agency/Board/Commission: Department of Health
 Bureau of Health Licensure and Regulation
Division: Division of Health Care Facilities
 Kyonzte Hughes-Toombs
Contact Person: Assistant General Counsel
Address: 665 Mainstream Drive, Nashville, Tennessee 37243
Phone: (615) 741-1611
Email: Kyonzte.Hughes-Toombs@tn.gov

Any Individuals with disabilities who wish to participate in these proceedings (to review these filings) and may require aid to facilitate such participation should contact the following at least 10 days prior to the hearing:

ADA Contact: ADA Coordinator
 710 James Robertson Parkway,
Address: Andrew Johnson Building, 5th Floor, Nashville, Tennessee 37243
Phone: (615) 741-6350
Email: Tina.M.Harris2@tn.gov

Hearing Location(s) (for additional locations, copy and paste table)

Address 1:	Metro Center		
Address 2:	665 Mainstream Drive, Iris Conference Room		
City:	Nashville, Tennessee		
Zip:	37228		
Hearing Date :	01/21/2015		
Hearing Time:	9:00 a.m.	<input checked="" type="checkbox"/> CST/CDT	<input type="checkbox"/> EST/EDT

Additional Hearing Information:

Revision Type (check all that apply):

- Amendment
- New
- Repeal

Rule(s) (ALL chapters and rules contained in filing must be listed. If needed, copy and paste additional tables to accommodate more than one chapter. Please enter only ONE Rule Number/Rule Title per row.)

Chapter Number	Chapter Title
1200-08-10	Standards for Ambulatory Treatment Centers
Rule Number	Rule Title
1200-08-10-.01	Definitions

1200-08-10-.06	Basic Services
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Chapter Number	Chapter Title
1200-08-35	Standards for Outpatient Diagnostic Centers
Rule Number	Rule Title
1200-08-35-.06	Basic Services

(Place substance of rules and other info here. Statutory authority must be given for each rule change. For information on formatting rules go to <http://state.tn.us/sos/rules/1360/1360.htm>)

Chapter
1200-08-10
Standards for Ambulatory Treatment Centers

Amendments

Rule 1200-08-10-.01 Definitions is amended by adding subparagraph (66)(d) which shall read as follows:

- (d) The scope of practice of surgical technologists does not apply to facilities licensed as an ASTC where a surgeon does not perform any endoscopy procedures.

Authority: T.C.A. §§ 4-5-202, 4-5-204, 39-11-106, 68-11-202, 68-11-204, 68-11-206, 68-11-209, 68-11-211, 68-11-216, 68-11-224, 68-11-1802, 68-57-101, 68-57-102 and 68-57-10.

Rule 1200-08-10-.06 Basic Services is amended by deleting subparagraph (1)(n) in its entirety, and substituting instead the following language, so that as amended, the new subparagraph (1)(n) shall read:

- (n) Properly executed informed consent, advance directive, if available, and organ donation forms, if available, must be in the patient's chart before surgery, except in emergencies.

Authority: T.C.A. §§ 4-5-202, 4-5-204, 39-11-106, 68-11-202, 68-11-204, 68-11-206, 68-11-209, 68-11-211, 68-11-216, 68-11-224, 68-11-1802, 68-57-101, 68-57-102 and 68-57-10.

Rule 1200-08-10-.06 Basic Services is amended by deleting subparagraph (1)(o) and its parts and substituting instead the following language and is further amended by deleting subparagraph (1)(p) and its parts and renumbering the re-lettering the remaining subparagraphs, so that as amended, the new subparagraph (1)(o) shall read:

- (o) Adequate equipment and supplies must be available as determined by the governing body and the medical staff and must meet the current acceptable standards of practice in the ASTC industry. In conjunction with their governing body and the medical staff, the facility shall develop policies and procedures specifying the types of emergency equipment that are appropriate for the facility's patient population, and make the items immediately available at the ASTC to handle inter-or post-operative emergencies.

Authority: T.C.A. §§ 4-5-202, 4-5-204, 39-11-106, 68-11-202, 68-11-204, 68-11-206, 68-11-209, 68-11-211, 68-11-216, 68-11-224, 68-11-1802, 68-57-101, 68-57-102 and 68-57-10.

Chapter
1200-08-35
Standards for Outpatient Diagnostic Centers

Amendments

Rule 1200-08-35-.06 Basic Services is amended by deleting paragraphs (2)(b) and (2)(f) in their entirety and substituting instead the following language, so that as amended, the new subparagraphs (2)(b) and (2)(f) shall read:

- (b) A qualified registered nurse shall be present during invasive diagnostic procedures, as listed in subparagraph (2)(a), where anything greater than local anesthesia is used during a procedure.
- (f) A qualified registered nurse shall be in the post procedure area during the patient's recovery period during invasive diagnostic procedures, as listed in subparagraph (2)(a), where anything greater than local anesthesia is used during a procedure.

Authority: T.C.A. §§ 4-5-202, 4-5-204, 68-11-202, 68-11-204, 68-11-206, 68-11-209, and 68-11-216.

I certify that the information included in this filing is an accurate and complete representation of the intent and scope of rulemaking proposed by the agency.

Date: 9-29-14

Signature: Kyonzte Hughes - Toombs

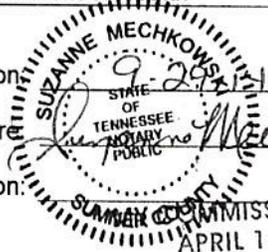
Name of Officer: Kyonzte Hughes Toombs
Assistant General Counsel

Title of Officer: Department of Health

Subscribed and sworn to before me on: _____

Notary Public Signature: Suzanne Mechkowski

My commission expires on: _____



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Filed with the Department of State on: 9/29/14

Tre Hargett
Tre Hargett
Secretary of State

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