

DRAFT DISCUSSION DOCUMENT

5-5-06

SB 521 & HB 1126 Frequently Asked Scenarios

EMS and Facility Licensure staff along with program attorneys for both groups discussed the following scenarios regarding the implementation of House Bill 1126. The group reached consensus on the following scenarios:

1. Hospital building (that is part of a hospital licensed by DSHS) and another building which houses the hospital's MRI equipment and staff (that is a part of the same hospital premises and hospital license covering the first building)...hospital uses its motor-vehicle van with a stretcher to transport a patient under the care of a physician between the two buildings. **Does not fall under the provisions of Chapter 773.**

2. Hospital building-ER entrance is on one side of a public street and the helicopter landing pad (owned/controlled by the hospital) is on the other side of a public street...hospital uses its motor-vehicle van with stretcher to transport patient under the care of a physician from helicopter-pad to ER. **Does not fall under the provisions of Chapter 773.**

3. Hospital building-ER entrance and the helicopter landing pad (owned/controlled by the hospital) is separated by one of the hospital's parking lots....hospital uses a golf-cart-like ground vehicle with stretcher to transport patient under the care of a physician from copter-pad to ER. **Does not fall under the provisions of Chapter 773.**

4. Hospital building (that is a part of a hospital licensed by DSHS) and another hospital building (that is a part of the same DSHS hospital license covering the first building) are located ten miles apart from each other...hospital uses its motor-vehicle van with a stretcher to transport a patient under the care of a physician between the two hospital buildings. **Does not fall under the provisions of Chapter 773.**

5. Hospital building, owned by Corporation A and of which is licensed by DSHS under one hospital license, and another hospital building, owned by Corporation A which is licensed as a hospital by DSHS under another separate hospital license (different hospital license number), ...patient under the care of a physician is transported between the two hospitals by motor-vehicle van with a stretcher. **Falls under the new provisions of Chapter 773.**

6. Hospital building, owned by Corporation A and of which is licensed by DSHS as a licensed hospital, and another building owned by Corporation A and of which is licensed by DSHS as a licensed dialysis center, ...patient is transferred between

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the two buildings my motor-vehicle van with a stretcher. **Falls under the new provisions of Chapter 773**

7. Person is discharged from a hospital, and absolutely and unequivocally, is not "a patient under the care of a physician"....hospital uses a motor-vehicle van with stretcher and transports the person on the stretcher in the van from the hospital to a private residence -- and, it is medically necessary to transport the person (that's not a patient) using a stretcher. **Does not fall under the provisions of Chapter 773.**

** This is unlikely to occur. In most cases, the patient will be under the care of a physician if it is medically necessary for transportation via stretcher.*

8. A patient is discharged from a hospital and is under a physician's care and it is medically necessary for the patient to be transported by stretcher to another ~~one~~ ~~medical facility~~ ~~discharged~~ ~~to~~ ~~their~~ ~~residence~~ ~~hospital~~, ~~Falls under the new provisions of~~ ~~Chapter 773~~ ~~is not~~ ~~under~~ ~~the~~ ~~care~~ ~~of~~ ~~a~~ ~~physician~~"...hospital uses a motor-vehicle van to transport the person in the van on a stretcher from the hospital to the a private residence -- and, it is not medically necessary but convenient to the patient to transport using a stretcher.

Does not fall under the provisions of Chapter 773.

10. Patient under the care of a physician, and absolutely and unequivocally, has no medical necessity to be transported in a motor-vehicle van -- using a stretcher -- is transported from one medical facility (or hospital) to another one, or is transported from one medical facility (or hospital) to a private residence in a motor-vehicle van and laying down on top of a stretcher, just because the only vehicle, that was available, was a van and the two hospital staff members wanted to sit up front and the patient did not mind laying down on the stretcher in the back. **Does not fall under the provisions of Chapter 773.**

Remaining Tasks:

1. Developing definition of "Medically Necessary"
2. Developing rule language including the definition of "Medically Necessary".