

## **Free Standing Emergency Departments: Approaches Advanced for Further Consideration**

- **Maintain Licensure and Certificate of Need Requirements**
  
- **Allow for less than 24/7 hours of operation (corresponding change in Section 405.19 required)**
  
- **Require FEDs to adhere to Title 10 Section 405.19 for Emergency Services. Update and revise, as indicated, to include requirements specific to FEDs**

Recommended additions to Title 10 Section 405.19 should include:

- Establish definition using CMS classification for “Provider-Based Off-Campus Emergency Department”
  - Modify existing requirements for 24/7 hours of operation to allow FEDs to operate on a limited hours schedule
  - Require clear nomenclature, signage and a communication plan for FEDs operating on a limited hours schedule
  - Require FED capability to receive ground ambulance patients and establishment of EMS protocols for transfer of patients requiring higher levels of care
  - Require FEDs have a protocol for linking patients with primary care providers
- 
- **Require Accreditation**
    - Require accreditation from a national accrediting body for hospitals that have Provider-Based Off-Campus EDs
- 
- **Prohibit FEDs that are not Hospital Affiliated (CMS refers to as “Hospitals Specializing in Emergency Services”)**