



STATE OF NEW YORK DEPARTMENT OF HEALTH

Corning Tower The Governor Nelson A. Rockefeller Empire State Plaza Albany, New York 12237

Richard F. Daines, M.D.
Commissioner

James W. Clyne, Jr.
Executive Deputy Commissioner

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Dear Chief Executive Officer:

On November 4, 2009 the revised NYCRR Title 10 cardiac regulations, which include electrophysiology (EP) services took effect. A “Dear CEO letter” was distributed and posted to the HPN on December 2, 2009 informing hospitals of the regulatory changes.

Since that time, questions have been raised regarding the setting in which Electrophysiology (EP) procedures, specifically implantable cardioverter-defibrillators (ICD) and biventricular pacemakers, can be performed. On further literature review and input from members of the Cardiac Advisory Committee, the Department is providing further clarification relating to this issue.

As stated in 405.29 EP services are to be provided in a Cardiac Catheterization Laboratory Center approved to perform EP procedures. This letter serves to clarify that the term “EP services” should be understood to include electrophysiology studies (EPS), ICD implants, biventricular pacemakers or cardiac resynchronization therapy devices (CRT-D), and ablations.

In addition, as outlined in the 405.29 cardiac regulations, “a hospital with a Cardiac EP Laboratory Program and no cardiac surgery on-site shall not admit patients under the age of 18, patients in need of chronic lead extractions, patients being treated for ventricular tachycardia ablations, and patients being treated for atrial fibrillation ablations for Cardiac EP Laboratory Program services.” It is recommended that the revised 709.14 and 405.19 and 405.29 cardiac regulations be reviewed in their entirety at <http://www.nyhealth.gov/regulations/>.

If you have any questions about this issue, please contact Paula M Waselauskas, RN, MSN; Administrator, Cardiac Services Program or Karen Keller-Ullrich, RN; Clinical Investigator, Cardiac Services Program by email at pmw03@health.state.ny.us and kck03@health.state.ny.us, respectively, or by phone at (518) 402-1016.

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