



STATE OF CALIFORNIA--OFFICE OF ADMINISTRATIVE LAW

NOTICE PUBLICATION/REGULATIONS SUBMISSION

(See instructions on reverse)

For use by Secretary of State only

ENDORSED FILED IN THE OFFICE OF

2013 DEC 17 PM 3:20

Debra Bowen DEBRA BOWEN SECRETARY OF STATE

STD. 400 (REV. 01-2013)

OAL FILE NUMBERS, NOTICE FILE NUMBER (Z-2013-0604-05), REGULATORY ACTION NUMBER (2013-1115-03C), EMERGENCY NUMBER

For use by Office of Administrative Law (OAL) only

2013 NOV 15 PM 3:21

OFFICE OF ADMINISTRATIVE LAW

NOTICE REGULATIONS

AGENCY WITH RULEMAKING AUTHORITY California Department of Public Health

AGENCY FILE NUMBER (If any) DPH-12-006E

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE, TITLE(S), FIRST SECTION AFFECTED, 2. REQUESTED PUBLICATION DATE, 3. NOTICE TYPE, 4. AGENCY CONTACT PERSON, TELEPHONE NUMBER, FAX NUMBER (Optional), OAL USE ONLY, ACTION ON PROPOSED NOTICE, NOTICE REGISTER NUMBER (2013, 242), PUBLICATION DATE (6/14/2013)

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Cardiac Catheterization Laboratory, 1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S) 2013-0208-02E, 2013-0807-02EE

2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related) SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.) AMEND 70438.2, REPEAL 22

3. TYPE OF FILING: Regular Rulemaking, Resubmission of disapproved or withdrawn nonemergency filing, Emergency, Certificate of Compliance, Emergency Readopt, Changes Without Regulatory Effect, File & Print, Print Only, Other

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1) 09/27/13-10/11/13

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100) Effective on filing with Secretary of State, Effective January 1, April 1, July 1, or October 1, \$100 Changes Without Regulatory Effect, Effective other (Specify) 11/19/13 (date emergency reas expire)

6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY: Department of Finance, Fair Political Practices Commission, State Fire Marshal

7. CONTACT PERSON Linda M. Cortez, TELEPHONE NUMBER 916-440-7807, FAX NUMBER 916-440-5747, E-MAIL ADDRESS linda.cortez@cdph.ca.gov

8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE (Karin S. Schwartz), DATE 11/14/13, TYPED NAME AND TITLE OF SIGNATORY Karin S. Schwartz, Deputy Director and Chief Counsel

For use by Office of Administrative Law (OAL) only, ENDORSED APPROVED, DEC 17 2013, Office of Administrative Law

Title 22. Social Security
Division 5. Licensing and Certification of Health Facilities, Home Health
Agencies, Clinics, and Referral Agencies
Chapter 1. General Acute Care Hospitals
Article 6. Supplemental Services

Adopt Section 70438.2 as follows:

Section 70438.2. Cardiac Catheterization Laboratory Service – Expanded.

(a) As used in this ~~article~~section, the following definition applies:

(1) “Expanded cardiac catheterization laboratory space” means a catheterization laboratory space, as provided for in Section 70439(a), that is located in a building connected to a general acute care hospital, as described in subdivision (b)-~~below~~.

(b) General acute care hospitals that qualify, pursuant to Section 1255(d)(3) of the Health and Safety Code, to provide cardiac catheterization laboratory service in expanded cardiac catheterization laboratory space, may do so, provided that:

(1) There exists an enclosed all-weather passageway that connects the general acute care hospital and the structure in which the expanded cardiac catheterization space is located. Such a passageway shall:

(A) be short enough to allow a patient that is undergoing a cardiac catheterization procedure in the expanded cardiac catheterization laboratory space and who needs emergent care to ~~be transported to~~arrive in the appropriate definitive care option ~~within~~in the general acute care hospital ~~in~~within 10 minutes ~~or less~~. ~~Such a time shall be calculated from the~~of the time the physician deems ~~that~~the patient needs to be transported from the ~~expanded cardiac catheterization laboratory space until the patient arrives at the~~to the definitive care option within the general acute care hospital; The

actual transport time of the patient to the definitive care option from the cardiac catheterization laboratory space shall not exceed 5 minutes.

(B) have lighting and emergency lighting and power in accordance with Sections 70851 and 70841, respectively;

(C) have installed heating, air conditioning and ventilating systems;

(D) be equipped with an emergency call feature at each end of the enclosed all-weather passageway. For the purposes of this subdivision, "emergency call feature" is defined as a telephonic connection, or any other means of communication, permanently located within the enclosed all-weather passageway, that allows the medical staff members to communicate with medical staff members in the general acute care hospital;

(E) have access that is restricted to authorized staff, ~~as~~ and to patients accompanied by authorized staff. Authorized staff shall be determined by the policies and procedures developed, maintained, and implemented by the general acute care hospital, ~~and to patients accompanied by authorized staff;~~ and

(F) be secured by electronic means in accordance with the security policies and procedures developed, maintained, and implemented by the general acute care hospital.

(2) Policies and procedures for expanded cardiac catheterization laboratory space care for both inpatients and outpatients shall be developed, maintained and implemented by the general acute care hospital.

(A) Inpatient care policies and procedures for the expanded cardiac catheterization laboratory space shall include consideration of the acuity of the inpatient and the type of procedure needed by the patient: for the purpose of determining whether the placement of an inpatient in the expanded cardiac catheterization laboratory space is medically appropriate.

(3) Inpatients shall have priority for placement on the general acute care hospital's cardiac catheterization laboratory schedule. Inpatients in need of cardiac catheterization laboratory procedures shall not have such procedures performed in the expanded cardiac catheterization laboratory space, unless all of the general acute care hospital cardiac catheterization laboratory space is actively in use. ~~Cardiac catheterization laboratory procedures on general acute care hospital inpatients shall not be performed in the expanded cardiac catheterization laboratory space unless the schedule for the cardiac catheterization laboratory space within the general acute care hospital has reached capacity. General acute care hospital inpatients shall have priority for placement in the cardiac catheterization laboratory space within the general acute care hospital.~~

(4) Pediatric cardiac catheterization, as defined in Health and Safety Code Section 1255.5(e), services shall not be performed in an expanded cardiac catheterization laboratory space, in accordance with Sections 1255.5(d) and (e) of the Health and Safety Code.

(c) Not more than 25 percent of the general acute care hospital's inpatients in need of cardiac catheterization laboratory service may have such procedures performed

in the expanded cardiac catheterization laboratory space per calendar year. The general acute care hospital shall maintain records that provide the number of cardiac catheterization procedures performed in the expanded cardiac catheterization laboratory space, and the patient's status as an inpatient or outpatient.

(d) The hospital shall comply with all of the requirements of Sections 70433(a), (b), (c)(1), (e), (i), (j), 70435(a) and 70437(a).

NOTE: Authority cited: Sections 1255, 131050, 131051, and 131200, Health and Safety Code. Reference cited: Section 1255, Health and Safety Code.