

By Senator Gibson

9-01006A-15

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1                   A bill to be entitled  
2           An act relating to ambulatory surgical centers;  
3           amending s. 395.002, F.S.; providing for patient  
4           discharge within a specified number of hours after  
5           admission to an ambulatory surgical center in  
6           conformance with federal law; providing an effective  
7           date.

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9   Be It Enacted by the Legislature of the State of Florida:

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11           Section 1. Subsection (3) of section 395.002, Florida  
12   Statutes, is amended to read:

13           395.002 Definitions.—As used in this chapter:

14           (3) "Ambulatory surgical center" or "mobile surgical  
15   facility" means a facility the primary purpose of which is to  
16   provide elective surgical care, in which the patient is admitted  
17   to and discharged from such facility pursuant to 42 C.F.R. s.  
18   416.2 ~~within the same working day and is not permitted to stay~~  
19   ~~overnight~~, and which is not part of a hospital. However, a  
20   facility existing for the primary purpose of performing  
21   terminations of pregnancy, an office maintained by a physician  
22   for the practice of medicine, or an office maintained for the  
23   practice of dentistry shall not be construed to be an ambulatory  
24   surgical center, provided that any facility or office which is  
25   certified or seeks certification as a Medicare ambulatory  
26   surgical center shall be licensed as an ambulatory surgical  
27   center pursuant to s. 395.003. Any structure or vehicle in which  
28   a physician maintains an office and practices surgery, and which  
29   can appear to the public to be a mobile office because the

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30 structure or vehicle operates at more than one address, shall be  
31 construed to be a mobile surgical facility.

32 Section 2. This act shall take effect July 1, 2015.