

**AMBULATORY SURGICAL TREATMENT CENTER LICENSING BOARD
DRAFT MEETING MINUTES**

Approved, as corrected.

March 5, 2014
10:30 a.m. – 12:30 p.m.
Video Conference:
525 W. Jefferson Street, 4th Floor, Springfield IL
Bellwood Regional Office, 4212 W. St. Charles Road, Bellwood IL

MEMBERS PRESENT

Raymond Dieter, Chairman
Gerald Schrock
Steven Gunderson
Gregory Doertler
John Grady
Charles Drucek, III
Donald Buhle

Theresa Cummings

MEMBERS ABSENT

Upendranath Nimmagada
Gary Silverman
Deborah Lee Crook
~~Theresa Cummings~~

**DEPARTMENT
STAFF**

Toni Colon
Karen Senger
Susan Meister
~~Karen~~ McGrath
Maurice McAllister
Ruth Wasiukiewicz
Courtney Avery

CALL TO ORDER

Chairman Dieter called the meeting of the Ambulatory Surgical Treatment Center (ASTC) meeting to order at 10:30 a.m. Committee members, guests and Department staff were asked to introduce themselves.

BOARD MEMBERSHIP

After reviewing the board membership list, Chairman Dieter requested an updated list with current expiration dates be prepared and distributed to members prior to the next meeting. There still remains one vacancy representing "General Public". If you have a nomination for this position, please submit to Ruth Wasiukiewicz and she will bring to the Department's attention. Chairman Dieter welcomed Mr. Buhle as the newest appointed board member. Mr. Buhle comes to the board with Oral Surgical experience and will be representing the General Public.

CHANGES TO THE MEETING SCHEDULE

The following changes to the calendar were agreed upon:

June 4	changed to	June 11
September 3	changed to	September 10
December 3	unchanged	

Meeting location will remain in Bellwood and Springfield

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APPROVAL OF MINUTES

A motion by Mr. Gunderson, seconded by Mr. Drueck, to approve the draft minutes for the December 3, 2013 meeting with the following corrections:

- Pg. 3, Para. 5: Change to read as follows: Dr. Gunderson wants what he said as part of the record because he *does* feel like they (CON Board) have not been working with the ASTC Board.
- Pg. 4, Para 2: Delete “101” and replace with: *one-on-one*.
- Pg. 4, Para 12: Change first sentence to read as follows: Dr. Dieter wants *to* know where the ASTC Board is to go from here.
- Pg. 7, Para 4: Revised the sentence to read: *Dr. Dieter noted Courtney repeatedly stated she would not discuss these items with the ASTC Board at this point in time.*

OLD BUSINESS

- **Health Facility Service Review Board Status / CON Rules**

Exhibit titled: PROPOSED TO BE ADDED TO SECTION 1110.154(a) and dated 3/4/14 Draft.

Mr. Mayo (ASCAI) stated representatives from the Health Facilities Board and Ambulatory Surgical Center Board ~~met~~^{communicated} with JCAR senior staff members recently. Points raised included (1) Multi-specialty surgical centers have a property right conveyed via their Certificate of Need permit allowing a new surgical specialty by a vote of their Medical Consulting Committee and IDPH. (2) Surgery centers do not provide an adequate level of charity for uncompensated care. Mr. Mayo stated the ASC Association opposes the proposed rules. Mr. Mayo stated the language does not represent input from the Association but only from JCAR and HFSR Board.

Dr. Dieter asked Ms. Avery if she could verify his input and/or anyone else from the ASTC Board was relayed to JCAR. Ms. Avery stated testimony provided to HFSR was taken into consideration in drafting the proposed changes.

Dr. Dieter indicated he would draft a letter to JCAR with input and review by other ASTC members.

- **23-Hour Stay**

Exhibit 2

A motion by Mr. Gunderson, seconded by Mr. Drueck, to approve the proposed amendments to Section 205.110 and 205.540 with the following correction on page 2 in the underlined section beginning with “Length of Stay” which should read: *“Length of stay” means that an ASTC may provide services up to 23 hours and 59 minutes,* was unanimously approved.

- **Change of Ownership / Section 205.118 Conditions of Licensure**

Exhibit 3

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Ms. Senger will resubmit to Legal for expanded definitions on “material change” to partnerships, the time frame in which changes must be reported, and other points. Ms. Senger will also provide a copy of the rules for converting surgery center to a hospital for the next meeting.

NEW BUSINESS

- **Review of Regulations**

Exhibit 4
No action.

- **Definition of Outpatient Surgery: Hospital v ASC**

Exhibit 5

Ms. Senger provided language extracted from Medicare Rules and Regulations. Dr. Dieter will review and report at the next meeting.

- **ASC Fee Schedule**

Exhibit 6
No action

- **Staff Appointment for Hospital and ASC for Surgical Staff**

Exhibit 7
No action.

- **History and Physical Requirements**

Exhibit 8

- **Workers Compensation Survey Facility CON Requirement**

Exhibit 9

Mr. Mayo stated that due to changes in the Workers Comp Act, certain facilities that are functioning one-hundred percent in Workers Comp surgery without a CON permit from the Health Facilities Service Board or a license from the Department and suggested an investigation may be in order. Further discussion of this item will continue at the next meeting.

- **CON Permit and Licensure**

Discussion

- **Proposed legislation Change for 210 IL CS 5**

Exhibit 10a: An Act to Amend the Ambulatory Surgical Treatment Center Act

See Section 3 (A) pg 2 regarding a definition change: Mr. Mayo pointed out this is more of a technical issue to change the definitions in the Act to be consistent with the language in the licensing rules.

See Section 14 (a) regarding creation of a Task Force: Received as informational.

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ADJOURNMENT

There being no further business, the meeting was adjourned at 12:40 p.m.