

LEGISLATURE OF NEBRASKA
ONE HUNDRED SIXTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 783

Introduced by Lowe, 37.

Read first time January 08, 2020

Committee:

- 1 A BILL FOR AN ACT relating to health care facilities; to amend section
- 2 71-405, Reissue Revised Statutes of Nebraska; to redefine ambulatory
- 3 surgical center; and to repeal the original section.
- 4 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 71-405, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 71-405 (1) Ambulatory surgical center means a facility (a) where
4 surgical services are provided to persons not requiring hospitalization
5 who are admitted to and discharged from such facility (i) within the same
6 working day for persons for whom no anesthesia is administered or (ii)
7 within twenty-four hours after the introduction of anesthesia for persons
8 for whom anesthesia is administered ~~and are not permitted to stay~~
9 ~~overnight at such facility~~, (b) which meets all applicable requirements
10 for licensure as a health clinic under the Health Care Facility Licensure
11 Act, and (c) which has qualified for a written agreement with the Health
12 Care Financing Administration of the United States Department of Health
13 and Human Services or its successor to participate in medicare as an
14 ambulatory surgical center as defined in 42 C.F.R. 416 et seq. or which
15 receives other third-party reimbursement for such services.

16 (2) Ambulatory surgical center does not include an office or clinic
17 used solely by a practitioner or group of practitioners in the practice
18 of medicine, dentistry, or podiatry.

19 Sec. 2. Original section 71-405, Reissue Revised Statutes of
20 Nebraska, is repealed.