

HB 161 -- Redline

HA 1 to HB 161 to Bill Text -- AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO THE DEFINITION OF HOSPITALS.

Deletions ~~struck~~ · Insertions underlined

Bentz ~~HOUSE & OF Rep.~~ REPRESENTATIVES 151st GENERAL ASSEMBLY HOUSE AMENDMENT NO.

~~1~~Smyk ~~TO & HOUSE Sen.~~ BILL NO.

~~161~~S. AMEND House Bill No.

~~161~~McBride ~~by & deleting Sen.~~ lines 22 and 23 in their entirety and inserting in lieu thereof the following:

"(5)Lopez ~~Surgical.~~Reps.

~~2~~Briggs ~~Providing King, inpatient Griffith, and Lambert, outpatient Mitchell, surgical Michael and Smith;~~
~~related services in which the anticipated duration of the patient's stay will not exceed 72 hours~~
~~following admission.~~

~~A~~Sens. ~~surgical hospital must provide all of the following services on-site:~~

Sokola, Walsh HOUSE OF REPRESENTATIVES 151st GENERAL ASSEMBLY HOUSE BILL NO.

161 AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO THE DEFINITION OF HOSPITALS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

Section 1.

Amend Chapter 10, Title 16 of the Delaware Code by making insertions as shown by underline and deletions as shown by strike through as follows:

Sec.1001.

"Hospital" defined.

(a) As used in this chapter, "hospital" means a health-care organization that has a governing body, an organized medical and professional staff, and inpatient facilities, and provides either medical diagnosis, treatment and care, nursing and related services for ill and injured patients, or rehabilitation services for the rehabilitation of ill, injured or disabled patients 24 hours per day, 7 days per week and primarily engaged in providing inpatient services.

(b) Hospitals may be further classified as:

(1) General.

-- Providing diverse patient services, diagnostic and therapeutic, for a variety of medical conditions.

A general hospital must provide onsite:

on-site:

Diagnostic x-ray services with facilities and staff for a variety of ~~procedures.~~procedures;
procedures.

Clinical laboratory services with facilities and with anatomical pathology services regularly and conveniently ~~available.~~available;

and available.

~~Basic~~Emergency ~~emergency~~department care."with facilities and staff.

FURTHER(2) AMENDLong-term ~~House~~care. ~~Bill No.~~

~~161-- on~~Providing lineinpatient 24services ~~by~~for ~~deleting~~patients "(5)"whose asmedically-complex itconditions appearsrequire therein andlong insertinghospital "(4)"stay inwith lieuan thereof.average
length of stay of greater than 25 days.

SYNOPSIS(3) ~~This~~Psychiatric. ~~Amendment clarifies the services a surgical hospital must provide on-site which are similar to the services a general hospital must provide on-site in contrast to the services which are not required to be provided at long-term care, psychiatric and rehabilitation hospitals.~~

~~General-- hospitals~~Providing mustservices havefor anthe emergencydiagnosis department with facilities and stafftreatment whileof surgicalpatients hospitalswith arepsychiatric-related onlyillness. required to
provide basic emergency care.

~~Both(4) General~~Rehabilitation. ~~and surgical hospitals are required to provide diagnostic x-ray, clinical laboratory and operating room services all with facilities and staff.~~

-- Providing intensive inpatient rehabilitative services for 1 or more conditions requiring rehabilitation.

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05/07/202104/14/2021 11:3402:56 AMPM 2141510265(5) Surgical.

? Providing inpatient and outpatient surgical and related services in which the expected duration of the patient's stay does not exceed 72 hours following an admission.

(c) Hospitals classified under subsections (b)(2) through (5) shall not be required to comply with the provisions of subsection (b)(1), but must, at a minimum, provide on-site basic emergency care services. Section 2.

Nothing in this Act shall be interpreted as affecting or invalidating any services provided by hospitals in Delaware prior to the effective date of this Act.

SYNOPSIS This Act adds an additional classification for surgical hospitals.

House Bill No.

91 adopted by the 150th General Assembly (82 Del.

Laws c.

73) revised the statutory definition of hospital and classified hospitals as either General, Long- term care, Psychiatric, or Rehabilitation.

The existing classifications do not include surgical hospitals, those specialized hospitals providing surgical services at a level of care higher than freestanding surgery centers but whose patients do not require all of the services provided by "General" acute care hospitals.

This Act will allow the Department of Health and Social Services to license and regulate surgical hospitals providing inpatient and outpatient surgical services to patients whose duration of stay is not expected to exceed 72 hours.

This Act also makes technical corrections to existing law to make it consistent with the Legislative Drafting Manual.

HD :

KK :

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