

Department of Health
Rulemaking Hearing Rules
Board for Licensing Health Care Facilities

Chapter 1200-8-1
Standards for Hospitals

Amendments

Rule 1200-8-1-.01, Definitions, is amended by adding the following language as one (1), new, appropriately numbered paragraph:

- () Surgical Technologist. A person who currently holds a national certification by the Liaison Council on Certification for the Surgical Technologist (LCC-ST); or has completed a program for surgical technologists accredited by the Commission on Accreditation of Allied Health Education Programs (CAAHEP); or has completed an appropriate training program for surgical technologists in the armed forces; or has successfully completed the LCC-ST certifying exam; or provides sufficient evidence that prior to July 1, 2006, the person began training or was at any time employed as a surgical technologist for not less than eighteen (18) months in a hospital, medical office, surgery center or school.

Authority: T.C.A. §§4-5-202, 4-5-204, 68-11-202, 68-11-204, 68-11-207, 68-11-209, 68-11-210, 68-11-211, 68-11-213, 68-11-255, 68-57-101, and 68-57-102.

Rule 1200-8-1-.07, Optional Hospital Services, is amended by adding the following language as new subparagraphs (1)(h) and (1)(i) and re-numbering the remaining subparagraphs appropriately, so that as amended, the new subparagraphs (1)(h) and (1)(i) shall read:

- (1)(h) Surgical technologists must:
1. Hold current national certification established by the Liaison Council on Certification for the Surgical Technologist (LCC-ST); or
 2. Have completed a program for surgical technology accredited by the Commission on Accreditation of Allied Health Education Programs (CAAHEP); or
 3. Have completed an appropriate training program for surgical technologists in the armed forces or at a CAAHEP accredited hospital or CAAHEP accredited ambulatory surgical treatment center; or

4. Successfully complete the surgical technologists LCC-ST certifying exam; or
5. Provide sufficient evidence that, prior to July 1, 2006, the person began training to be a surgical technologist, or was at any time employed as a surgical technologist for not less than eighteen (18) months in a hospital, medical office, surgery center, or school.

(1)(i) A hospital can petition the director of health care facilities of the department for a waiver from the provisions of 1200-8-1-.07(1)(h) if they are unable to employ a sufficient number of surgical technologists who meet the requirements. The facility must demonstrate to the director that a diligent and thorough effort has been made to employ surgical technologists who meet the requirements. The director shall refuse to grant a waiver upon finding that a diligent and thorough effort has not been made. A waiver shall exempt a facility from meeting the requirements for not more than six (6) months. Additional waivers may be granted, but all exemptions greater than twelve (12) consecutive months shall be approved by the Board for Licensing Health Care Facilities.

Authority: T.C.A. §§4-5-202, 4-5-204, 68-11-202, 68-11-204, 68-11-209, 68-57-101, 68-57-102, and 68-57-104.

The rulemaking hearing rules set out herein were properly filed in the Department of State on the 23rd day of February, 2006 and will become effective on the 9th day of May, 2006.

Department of Health
Rulemaking Hearing Rules
Board for Licensing Health Care Facilities

Chapter 1200-8-10
Standards for Ambulatory Surgical Treatment Centers

Amendments

Rule 1200-8-10-.01, Definitions, is amended by adding the following language as one (1), new, appropriately numbered paragraph:

- () Surgical Technologist. A person who currently holds a national certification by the Liaison Council on Certification for the Surgical Technologist (LCC-ST); or has completed a program for surgical technologists accredited by the Commission on Accreditation of Allied Health Education Programs (CAAHEP); or has completed an appropriate training program for surgical technologists in the armed forces; or has successfully completed the LCC-ST certifying exam; or provides sufficient evidence that prior to July 1, 2006, the person began training or was at any time employed as a surgical technologist for not less than eighteen (18) months in a hospital, medical office, surgery center or school.

Authority: T.C.A. §§4-5-202, 4-5-204, 68-11-202, 68-11-204, 68-11-206, 68-11-209, 68-11-216, 68-57-101, and 68-57-102.

Rule 1200-8-10-.06, Basic Services, is amended by adding the following language as new subparagraphs (1)(j) and (1)(k) and re-numbering the remaining subparagraphs appropriately, so that as amended, the new subparagraphs (1)(j) and (1)(k) shall read:

(1)(j) Surgical technologists must:

1. Hold current national certification established by the Liaison Council on Certification for the Surgical Technologist (LCC-ST);
or
2. Have completed a program for surgical technology accredited by the Commission on Accreditation of Allied Health Education Programs (CAAHEP); or
3. Have completed an appropriate training program for surgical technologists in the armed forces or at a CAAHEP accredited hospital or CAAHEP accredited ambulatory surgical treatment center; or
4. Successfully complete the surgical technologists LCC-ST certifying exam; or

5. Provide sufficient evidence that, prior to July 1, 2006, the person began training to be a surgical technologist, or was at any time employed as a surgical technologist for not less than eighteen (18) months in a hospital, medical office, surgery center, or school.

(1)(k) An ASTC can petition the director of health care facilities of the department for a waiver from the provisions of 1200-8-10-.06(1)(j) if they are unable to employ a sufficient number of surgical technologists who meet the requirements. The facility must demonstrate to the director that a diligent and thorough effort has been made to employ surgical technologists who meet the requirements. The director shall refuse to grant a waiver upon finding that a diligent and thorough effort has not been made. A waiver shall exempt a facility from meeting the requirements for not more than six (6) months. Additional waivers may be granted, but all exemptions greater than twelve (12) consecutive months shall be approved by the Board for Licensing Health Care Facilities.

Authority: T.C.A. §§4-5-202, 4-5-204, 68-11-202, 68-11-204, 68-11-206, 68-11-209, 68-11-216, 68-57-101, 68-57-102, and 68-57-104.

The rulemaking hearing rules set out herein were properly filed in the Department of State on the 23rd day of February, 2006 and will become effective on the 9th day of May, 2006.