

**As Introduced**

**131st General Assembly**

**Regular Session**

**2015-2016**

**H. B. No. 370**

**Representatives Clyde, Fedor**

**Cosponsors: Representatives Johnson, G., Smith, K., Slesnick, Howse, Lepore-Hagan, Leland, Bishoff, Celebrezze**

---

**A BILL**

To amend section 3702.302 and to repeal sections 1  
3702.303, 3702.304, 3702.305, 3702.306, 2  
3702.307, 3702.308, 3702.309, 3702.3010, and 3  
3727.60 of the Revised Code to eliminate the 4  
requirement for a written transfer agreement or 5  
variance for ambulatory surgical facilities. 6

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That section 3702.302 of the Revised Code be 7  
amended to read as follows: 8

**Sec. 3702.302.** In the case of an ambulatory surgical 9  
facility not certified by the centers for medicare and medicaid 10  
services as an ambulatory surgical center, the director of 11  
health shall conduct an inspection of the facility each time the 12  
facility submits an application for license renewal. The 13  
director shall not renew the license unless all of the following 14  
conditions are met: 15

(A) The inspector conducting the inspection completes each 16  
item on the following, as applicable: 17

(1) Until the director adopts rules under division (F) of 18  
section 3702.30 of the Revised Code, the form approved by the 19  
director on ~~the effective date of this section~~ September 29, 20  
2013; 21

(2) The form specified by the director pursuant to rules 22  
adopted under division (F) of section 3702.30 of the Revised 23  
Code. 24

(B) The inspection demonstrates that the ambulatory 25  
surgical facility complies with all quality standards 26  
established by the director in rules adopted under division (B) 27  
of section 3702.30 of the Revised Code. 28

~~(C) The director determines that the most recent version~~ 29  
~~of the updated written transfer agreement filed in accordance~~ 30  
~~with division (B) of section 3702.303 of the Revised Code is~~ 31  
~~satisfactory, unless the director has granted a variance from~~ 32  
~~the written transfer agreement requirement as permitted by~~ 33  
~~section 3702.304 of the Revised Code.~~ 34

**Section 2.** That existing section 3702.302 and sections 35  
3702.303, 3702.304, 3702.305, 3702.306, 3702.307, 3702.308, 36  
3702.309, 3702.3010, and 3727.60 of the Revised Code are hereby 37  
repealed. 38