



PERMANENT ADMINISTRATIVE ORDER

OMB 1-2025
CHAPTER 847
OREGON MEDICAL BOARD

FILED

01/13/2025 1:43 PM
ARCHIVES DIVISION
SECRETARY OF STATE
& LEGISLATIVE COUNSEL

FILING CAPTION: Adds office-based surgery accrediting agency criteria and ACHC as a Board-recognized accreditation agency.

EFFECTIVE DATE: 01/13/2025

AGENCY APPROVED DATE: 01/09/2025

CONTACT: Elizabeth Ross
971-673-2700
elizabeth.ross@omb.oregon.gov

1500 SW 1st Avenue Suite 620
Portland, OR 97201

Filed By:
Elizabeth Ross
Rules Coordinator

AMEND: 847-017-0010

RULE TITLE: Licensee Use of Office-Based Surgical Facilities

NOTICE FILED DATE: 10/09/2024

RULE SUMMARY: The rule amendment adds the Accreditation Commission for Health Care, Inc. (ACHC) as a Board-recognized accreditation agency for facilities where Level II or Level III office-based surgeries are performed. The amendment also adds criteria to review future accrediting agency requests.

RULE TEXT:

A licensee performing office-based surgery must ensure that the facility meets standards to ensure patient safety.

(1) Facilities where office-based surgeries are performed must comply with all federal and state laws and regulations that affect the practice.

(2) Facilities where Level II or Level III office-based surgeries are performed must be accredited by an appropriate, Board-recognized accreditation agency, including the QUAD A, the Accreditation Association of Ambulatory Health Care (AAAHC), the Joint Commission, the Accreditation Commission for Health Care, Inc. (ACHC), or any other accrediting agency that demonstrates to the satisfaction of the Board that it has:

(a) Standards pertaining to patient care, record keeping, equipment, personnel, facilities and other related matters that are in accordance with standards of care as determined by the Board,

(b) Processes that assure a fair and timely review and decision on any applications for accreditation or renewals,

(c) Processes that assure a fair and timely review and resolution of any complaints received concerning accredited facilities, and

(d) Resources sufficient to allow the accrediting agency to fulfill its duties in a timely manner.

(3) Licensees of the Board performing Level II or Level III office-based procedures in a new or existing facility, must ensure that facility is accredited within one year of the start date of the office-based procedures being performed.

During the period of time the facility is in the accreditation process, the facility will make changes to come into compliance with the Administrative Rules in this Division.

(4) Facilities where Level II or Level III office-based surgeries are performed must provide health care personnel who have appropriate education, training and licensure for administration and monitoring of moderate sedation/analgesia,

deep sedation/analgesia, general anesthesia or regional block.

(5) A licensee who holds a MD or DO degree as well as a DDS (Doctor of Dental Surgery) or DMD (Doctor of Dental Medicine) degree and is an active member of the Oregon Society of Oral Maxillofacial Surgeons (OSOMS) may perform maxillofacial procedures in a facility approved by the OSOMS and function under the administrative rules of the Oregon Board of Dentistry, OAR chapter 818, division 026. For all procedures that are not oral maxillofacial in nature, licensees with medical and dental licenses must follow rules laid out in OAR chapter 847, division 017.

STATUTORY/OTHER AUTHORITY: ORS 677.265, ORS 679.255

STATUTES/OTHER IMPLEMENTED: ORS 677.060, ORS 677.265, ORS 679.255