

(D) A FREESTANDING MEDICAL FACILITY PILOT PROJECT IS EXEMPT FROM THE REVIEW PROCESS IN SUBSECTIONS (A) AND (B) OF THIS SECTION.

19-3A-01.

In this subtitle, "freestanding medical facility" means a facility:

- (1) In which medical and health services are provided;
- (2) That is physically separate from a hospital or hospital grounds; and
- (3) That is [not] an administrative part of a hospital or related institution, as defined in § 19-301 of this title.

19-3A-02.

(A) [The] ON OR BEFORE JANUARY 1, 2006, THE Department shall adopt regulations for [certifying] LICENSING a freestanding medical facility that uses in its title or advertising the [words] WORD "emergency" [, "urgent care", or parts of those words] or other language indicating to the public that medical treatment for immediately life-threatening medical conditions is available at that freestanding medical facility. [, which shall include the following standards:

- (1) The freestanding medical facility shall be open 24 hours a day, 7 days a week;
- (2) There shall be at least 1 physician trained in emergency medicine at the facility at all times;
- (3) A sufficient number of registered nurses and other health professionals shall be available at the freestanding medical facility to provide advanced life support;
- (4) Basic X-ray and laboratory facilities shall be available at the freestanding medical facility and operable at all times by 1 radiology technician and 1 laboratory technician;
- (5) Resuscitation equipment, including monitor, defibrillator, cardiac medications, intubation equipment, and intravenous line equipment;
- (6) Standard procedures in accordance with the State Emergency Medical Services Plan shall exist for the immediate transport of individuals in need of hospitalization or other more definitive care;
- (7) Specific defined role in Emergency Medical Services System with appropriate telephone communication;
- (8) Availability of emergency services to all persons regardless of ability to pay;
- (9) Adoption, implementation, and enforcement of a policy that requires, except in an emergency life-threatening situation where it is not feasible or