

VIRGINIA DEPARTMENT OF HEALTH  
OFFICE OF LICENSURE AND CERTIFICATION

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**Notes from Inpatient Hospital Regulatory Revision Meeting  
November 13, 2008**

This meeting discussed Part 8 – 10, excluding section 640 on disaster preparedness which will be discussed at the December 11, 2008 meeting. The comments included:<sup>1</sup>

DRAFT PART VIII.

1. 12VAC5-411-540.

General: Does section match CMS organ donation criteria at 42CFR 482.45 and 486

B. Clarify: individuals; insert: 'in' after participate

C. Strike: and for ensuring that identified opportunities for improvements are addressed.

D. Does tissue include donor sperm and eggs implanted via fertility procedures? The FDA has ruled that donor sperm and egg implantations are to be considered transplants.

F. Isn't this already reported to UNOS? Why do hospitals have to report to OLC as well?

2. 12VAC5-411-550. No changes.

3. 12VAC5-411-560.

General: be consistent in terminology. Aren't most LTACH patients ventilator patients? Ensure consistency with CMS criteria. If this section mirrors federal regs, is it necessary to repeat? Concern t at federal regs might change and then state regs would be in conflict.

E. Define 'freestanding'

4. 12VAC5-411-570

General: Confusion in use of special care/critical care, as critical care denotes a level of service within special care.

A. Check syntax

D. Strike sentence

F. Strike sentence.

Add: Based on level of care provided, appropriate professional staff shall be available.

DRAFT PART IX.

5. 12VAC5-411-580.

General: Infection control needs to be emphasized.

6. 12VAC5-411-590. No changes.

7. 12VAC5-411-600.

A. Strike: Copies shall be posted ...

B. Are there better terms than rubbish and pests?

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<sup>1</sup> The comments included herein are from the work group members and do not reflect subsequent responses or action taken by staff.

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E. Strike: pathogenic organisms, insert: 'airborne pathogens'; strike: atmosphere.

8. 12VAC5-411-610.

General: Clarify in-house laundry or contract laundry

B. Strike: Those areas used for storage...

C. Clarify soiled vs. contaminated, should it be infected?

9. 12VAC5-411-620.

General: Can the dietitian be consultative?

F. Strike: approved by medical staff

G. Clarify that diets can be electronic

10. 12VAC5-411-630.

General: There should be more transparency to assist consumers

F. Add: as permitted by state and federal law.

H 1. Does this include well neonates as well as sick neonates?

11. 12VAC5-411-650.

B. Add: 'demonstrated by' after Approval shall be

C. Appears to be redundant of A.

12. 12VAC5-411-660. No changes.

13. 12VAC5-411-670.

B. Strike reference to COPN

14. 12VAC5-411-680. No changes.

DRAFT PART XI.

General: is this Part overstated?

15. 12VAC5-411-690.

Is §32.1-125.3 the correct Code citation?

16. 12VAC5-411-700

If subsections B through F mirror CMS criteria, is it necessary to repeat here? Concern that CMS may change criteria and then the regulation could conflict with federal regulation.