

**Agency Amendment
Cabinet for Health and Family Services
Office of Inspector General**

900 KAR 5:020. State Health Plan for facilities and services. (Agency Amendment)

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Section 2(1)

Line 19

After, "Update to the State Health Plan", insert "March"

Delete "February"

Material Incorporated by Reference

The amendments in this Agency Amendment are based upon the clean version of the Agency Amendment filed on 2/7/2024.

Title page

Header

Insert "March"

Delete "February"

Title

After "State Health Plan", insert "March"

Delete "February"

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V. Miscellaneous Services

B. Ambulatory Surgical Center

Review Criteria 5.

After "conditions that are met:", insert the following:

- a. The applicant is an ophthalmologist, or an ophthalmology group, 100% owned by ophthalmologists, which has been organized and practicing in Kentucky for a period of ten (10) years prior to the date the application was submitted;
- b. The applicant documents that the proposed ophthalmic outpatient surgery procedures have been performed for a period of five (5) years prior to the date the application was submitted;
- c. The applicant documents that prior to March 30, 2016, it has invested no less than \$300,000.00 in advanced ophthalmic laser technology;
- d. The proposed ASC is located in the county where the private office is currently located;

- e. Only one (1) ASC shall be established by the applicant; and
- f. The applicant documents that the proposed ASC shall be accredited within twelve (12) months of licensure by the American Association for Accreditation of Ambulatory Surgery Facilities, Inc. (AAAASF), Accreditation Association for Ambulatory Health Care (AAAHC), American Osteopathic Association/Healthcare Facilities Accreditation Program (AOA/HFAP), The Joint Commission (TJC), or another accreditation organization approved by the United States Centers for Medicare and Medicaid Services;

Delete existing criteria 5. a. through f. in its entirety.