

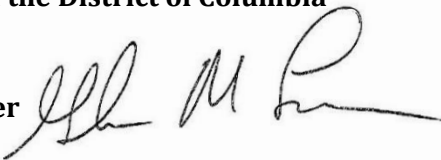
Government of the District of Columbia
Office of the Chief Financial Officer



Glen Lee
Chief Financial Officer

MEMORANDUM

TO: The Honorable Phil Mendelson
Chairman, Council of the District of Columbia

FROM: Glen Lee
Chief Financial Officer 

DATE: September 25, 2023

SUBJECT: Fiscal Impact Statement – Ambulatory Surgical Facility Amendment Act of 2023

REFERENCE: Bill 25-73, Draft Committee Print as provided to the Office of Revenue Analysis on September 18, 2023

Conclusion

Funds are sufficient in the fiscal year 2024 through fiscal year 2027 budget and financial plan to implement the bill.

Background

Physicians can perform outpatient surgery in operating rooms or procedure rooms located in ambulatory surgical facilities rather than hospitals. Continuous advancements in medical treatment and surgical techniques allow for more and more procedures to be safely performed in ambulatory surgical facilities. Currently, the Department of Health (DC Health) regulates ambulatory surgical facilities through rulemakings that specify the types of procedures that can be performed in this medical setting. The pace of medical advances makes it difficult for DC Health regulations to stay current on the types of procedures ambulatory surgical facilities can offer.

The bill changes¹ how DC Health regulates ambulatory surgery facilities by no longer requiring DC Health to list via rulemaking all the medical procedures that can be performed at an ambulatory surgical facility. Instead, DC Health will issue rules pertaining to the scope of practice and operation of ambulatory surgical facilities. This will allow for greater flexibility with the types of procedures that can be performed in these facilities. The bill also broadly defines certain types of medical

¹ By amending The Health-Care and Community Residence Facility, Hospice and Home Care Licensure Act of 1983, effective February 24, 1984 (D.C. Law 5-48; D.C. Official Code § 44-501 et seq.).

The Honorable Phil Mendelson

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procedures that may be performed in an ambulatory surgical facility including ambulatory surgery, generally non-invasive procedures, and surgery.

Financial Plan Impact

Funds are sufficient in the fiscal year 2024 through fiscal year 2027 budget and financial plan to implement the bill. Updating how DC Health regulates ambulatory surgical facilities does not have a cost to the District. The agency can issue new rules that regulate the scope of practice and operation of ambulatory surgical facilities with current resources.