

HB152 Satellite Emergency Department implementation update

Health and Human Services
Interim Committee

Presenter: Shannon Thoman-Black,
Director, Division of Licensing and
Background Checks



**Department of Health
& Human Services**

May 20, 2026

Implementation Timeline:

- 5/19/25 - Notices sent to providers that the law was in effect
- 5/14/25 and 6/3/25 - Discussed implementation requirements in Health Facilities Rules Committee
- 11/25 – Began Inspections of all satellite EDs to verify compliance
- 3/26 - Conducted follow up inspections at facilities found noncompliant in 2025



Findings

Ten facilities inspected in November and December 2025

- Four with no identified non-compliances
- Six with identified non-compliances



Findings

Non-compliances cited at all six facilities:

- No licensed respiratory care provider available on-site
- No certified medical laboratory scientist or technician on-site
- No signage indicating it was an emergency department
- Did not have 2 units of packed red blood cells suitable for emergency use on-site

One facility was also cited for:

- No certified sonographer on-site or on-call during operating hours (24/7)

Findings

Per Office of Licensing (OL) requirements, all six facilities with initial noncompliances received follow-up inspections in March 2026 to verify correction of noncompliances.

All six facilities were found to have the following repeat noncompliances:

- No licensed respiratory care provider available on-site
- No certified medical laboratory scientist or technician on-site

Some facilities expressed concerns with:

- whether statute required unique staff for each of the required positions listed in statute, particularly involving on-site certified medical laboratory scientist or technician requirements. DLBC attempted to mitigate this confusion by interviewing staff regarding their training or education to perform lab tech or lab scientist duties, regardless of the type of professional licensure the individual staff held.
- whether statute language matched legislative intent or whether DLBC interpretation of statute language matched legislative intent, particularly around required training for on-site certified medical laboratory scientist or technician. Some facilities interpreted a nursing degree as sufficient training to perform lab tech or medical laboratory scientist duties. DLBC attempted to mitigate this concern by interviewing all staff to determine if any were a certified or board-eligible medical laboratory scientist or technologist or had comparable training.

DLBC continues to refine and provide additional guidance to facilities as facilities work to implement statutory requirements.

Implementation concerns and barriers

Questions?



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