

**Title 19 - DEPARTMENT OF HEALTH AND
SENIOR SERVICES
Division 30—Division of Regulation and Licensure
Chapter 20—Hospitals**

PROPOSED AMENDMENT

19 CSR 30-20.013 Incorporation of Medicare Conditions of Participation. The department is amending section (1) of this rule by adding a new subsection (D).

PURPOSE: This amendment incorporates the Medicare Conditions of Participation, 42 CFR Part 485, Subpart E - Conditions of Participation: Rural Emergency Hospitals (REHs) into Missouri's hospital regulations.

PUBLISHER'S NOTE: The secretary of state has determined that the publication of the entire text of the material which is incorporated by reference as a portion of this rule would be unduly cumbersome or expensive. This material as incorporated by reference in this rule shall be maintained by the agency at its headquarters and shall be made available to the public for inspection and copying at no more than the actual cost of reproduction. This note applies only to the reference material. The entire text of the rule is printed here.

(1) State Licensure Requirements.

(A) This rule incorporates by reference 42 CFR Part 485 (2017), Medicare Conditions of Participation: Critical Access Hospitals, for Missouri licensed critical access hospitals. The Code of Federal Regulations is published by the U.S. Government and is available by calling toll-free (866) 512-1800 or going to <https://bookstore.gpo.gov/>. The address is: U.S. Government Publishing Office, U.S. Superintendent of Documents, Washington, DC 20402-0001. This rule incorporates later amendments and additions to 42 CFR Part 485 (2017). Missouri licensed critical access hospitals shall strictly meet the Medicare Conditions of Participation, and surveys performed for state licensure will be conducted per Medicare standards.

(B) This rule incorporates by reference 42 CFR Part 482 (2017), Medicare Conditions of Participation: Hospitals, for Missouri licensed hospitals. The Code of Federal Regulations is published by the U.S. Government and is available by calling toll-free (866) 512-1800 or going to <https://bookstore.gpo.gov/>. The address is: U.S. Government Publishing Office, U.S. Superintendent of Documents, Washington, DC 20402-0001. This rule incorporates later amendments and additions to 42 CFR Part 482 (2017). Missouri licensed hospitals shall strictly meet the Medicare Conditions of Participation and surveys performed for state licensure will be conducted per Medicare standards.

(C) This rule incorporates by reference 42 CFR Part 482 (2017), Medicare Conditions of Participation: Psychiatric Hospitals, for Missouri licensed psychiatric hospitals. The Code of Federal Regulations is published by the U.S. Government and is available by calling toll-free (866) 512-1800 or going to <https://bookstore.gpo.gov/>. The address is: U.S. Government Publishing Office, U.S. Superintendent of Documents, Washington, DC 20402-0001. This rule incorporates later amendments and additions to 42 CFR Part 482 (2017). Missouri licensed psychiatric hospitals shall strictly meet the Medicare Conditions of Participation and surveys performed for state licensure will be conducted per Medicare standards.

(D) This rule incorporates by reference 42 CFR Part 485, Subpart E (2022), Medicare Conditions of Participation: Rural Emergency Hospitals (REHs), for Missouri licensed hospitals. The Code of Federal Regulations is published by the U.S. Government and is available by calling toll-free (866) 512-1800 or going to <https://bookstore.gpo.gov/>. The address is: U.S. Government Publishing Office, U.S. Superintendent of Documents, Washington, DC 20402-0001. This rule incorporates later amendments and additions to 42 CFR Part 485 (2022). Missouri licensed hospitals shall strictly meet the Medicare Conditions of Participation, and surveys performed for state licensure will be conducted per Medicare standards.

AUTHORITY: sections 197.005, **RSMo Supp. 2023** and 197.080, RSMo Supp. [2017] **2023**, and section 536.031, RSMo Supp. [2018] **2023**. * Emergency rule filed Feb. 14, 2019, effective Feb. 24, 2019, expired Aug. 22, 2019. Original rule filed Feb. 14, 2019, effective July 30, 2019. **Amended: Filed ***, 2023, effective ***, 2023.**

*Original authority: 197.005, RSMo 2017; 197.080, RSMo 1953, amended 1993, 1995, 2013, 2017; and 536.031, RSMo 1975, amended 1976, 1989, 2004, 2016, 2018.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COSTS: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Steve Bollin, Director of the Division of Regulation and Licensure, PO Box 570, Jefferson City, MO 65102-0570. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.