**Section 146.110 Participation Requirements**

To participate in the Medical Assistance Program, an ambulatory surgical treatment center (ASTC) must, in addition to any other Department requirements:

a) Be licensed by the Illinois Department of Public Health pursuant to 77 Ill. Adm. Code 205.

b) In the case of an out-of-state ASTC, be licensed by the state in which it is located or, where a state does not license ASTCs, be accredited by a national accrediting body.

c) Meet the requirements in 42 CFR 416.

d) Maintain a contractual relationship, including a transfer and referral plan with a hospital. Such a plan shall include procedures for effecting transfer of the patient from the ASTC to a hospital.

1) The contracting hospital must be within 15 minutes of the ASTC.

2) Have an effective procedure for the immediate transfer to a hospital of patients requiring emergency medical care beyond the capabilities of the ASTC.

e) Ensure that a qualified physician shall be present at the facility at all times during the operative and postoperative period for all patients.

f) Must perform surgical procedures in a safe manner using qualified physicians or dentists who have been granted clinical privileges by the governing body of the ASTC. These providers must be licensed in the State of Illinois or, for an out-of-state ASTC, licensed by the state in which they practice and have skilled equivalent practice privileges at a licensed hospital.

(Source: Amended at 38 Ill. Reg. 15152, effective July 2, 2014)