

**Agency for Health Care Administration
ASPEN: Regulation Set (RS)**

Printed 01/16/2007

Page 1 of 21

Aspen State Regulation Set: A 3.00 ABORTION CLINIC

ST - A0000 - INITIAL COMMENTS

Title INITIAL COMMENTS

Rule

Type Memo Tag

Regulation Definition

Interpretive Guideline

ST - A0050 - Licensure Procedures

Title Licensure Procedures

Rule

Type Standard

Regulation Definition

Interpretive Guideline

All persons planning the operation of an abortion clinic under the provisions of Chapter 390, F.S., shall make application for a license to the Agency for Health Care Administration and must receive a license prior to the acceptance of patients for care and treatment.

Chapter 59A-9.020(1)

A current license shall be posted in a conspicuous place within the licensed premises where it can be viewed by patients.

Chapter 59A-9.020(4), F.A.C

**Agency for Health Care Administration
ASPEN: Regulation Set (RS)**

Printed 01/16/2007

Page 2 of 21

Aspen State Regulation Set: A 3.00 ABORTION CLINIC

ST - A0100 - Physical Plant Req.-2nd Trimester

Title Physical Plant Req.-2nd Trimester

Rule

Type Standard

Regulation Definition

The following are minimum standards of construction and specified minimum essential physical plant requirements which must be met when providing second trimester abortions.

- (1) Consultation room(s) with adequate private space specifically designated for interviewing, counseling, and medical evaluations;
- (2) Dressing rooms designated for staff and patients;
- (3) Handwashing station(s) equipped with a mixing valve and wrist blades and located in each patient exam/procedure room or area;
- (4) Private procedure room(s) with adequate light and ventilation for abortion procedures;
- (5) Post procedure recovery room(s) equipped to meet the patient's needs;
- (6) Emergency exits wide enough to accommodate a standard stretcher or gurney;
- (7) Cleaning and sterilizing area(s) adequate for the cleaning and sterilizing of instruments;
- (8) Adequate and secure storage area(s) for the storage of medical records and necessary equipment and supplies; and

Interpretive Guideline

These requirements shall apply to all new abortion clinic construction and shall apply to any abortion clinics receiving an initial license after the effective date of these rules when the abortion clinic provides second trimester abortions.

Any abortion clinic which provides second trimester abortions and is in operation at the time of adoption of this rule shall be given one year (09/25/2007) within which to comply with the physical plant requirements.

**Agency for Health Care Administration
ASPEN: Regulation Set (RS)**

Printed 01/16/2007

Page 3 of 21

Aspen State Regulation Set: A 3.00 ABORTION CLINIC

(9) If not otherwise required by the Florida Building Code, at least one general use toilet room equipped with a hand washing station.

Chapter 59A-9.022, F.A.C.

ST - A0150 - Clinic Supplies/Equip. Stand.-2nd Trimester

Title Clinic Supplies/Equip. Stand.-2nd Trimester

Rule

Type Standard

Regulation Definition

Each abortion clinic providing second trimester abortions shall provide the following essential clinic supplies and equipment:

- (a) A surgical or gynecological examination table(s);
- (b) A bed or recliner(s) suitable for recovery;
- (c) Oxygen with flow meters and masks or equivalent;
- (d) Mechanical suction;
- (e) Resuscitation equipment to include, at a minimum, resuscitation bags and oral airways;
- (f) Emergency medications, intravenous fluids, and related supplies and equipment;
- (g) Sterile suturing equipment and supplies;
- (h) Adjustable examination light;
- (i) Containers for soiled linen and waste materials with covers;

Interpretive Guideline

Any such abortion clinic which is in operation at the time of adoption of this rule and providing second trimester abortions shall be given one year (09/25/2007) within which to meet these standards.

Agency for Health Care Administration
ASPEN: Regulation Set (RS)

Printed 01/16/2007

Page 4 of 21

Aspen State Regulation Set: A 3.00 ABORTION CLINIC

and

(j) Appropriate equipment for the administering of general anesthesia, if applicable.

Chapter 59A-9.0225(1), F.A.C.

ST - A0151 - Clinic Supplies/equip. Stand.-2nd Trimester

Title Clinic Supplies/equip. Stand.-2nd Trimester

Rule

Type Standard

Regulation Definition

Emergency equipment shall be provided for immediate use, maintained in functional condition, and capable of providing at least the following services:

- (a) Inhalation therapy
- (b) Defibrillation
- (c) Cardiac monitoring
- (d) Suctioning
- (e) Maintenance of patient airway

Chapter 59A-9.0225(2), F.A.C.

Interpretive Guideline

Any such abortion clinic which is in operation at the time of adoption of this rule and providing second trimester abortions shall be given one year (09/25/2007) within which to meet these standards.

**Agency for Health Care Administration
ASPEN: Regulation Set (RS)**

Printed 01/16/2007

Page 5 of 21

Aspen State Regulation Set: A 3.00 ABORTION CLINIC

ST - A0152 - Clinic Supplies/equip. Stand.-2nd Trimester

Title Clinic Supplies/equip. Stand.-2nd Trimester

Rule

Type Standard

Regulation Definition

Anesthesia.

(a) The clinic shall have anesthesia equipment maintained in proper working order for the appropriate administering of general and local anesthesia, analgesia, and sedation if ordered by the physician.

(b) All reusable anesthesia equipment in direct contact with the patient shall be cleaned or sterilized as appropriate after each use and such cleaning and sterilization shall be documented.

Chapter 59A-9.0225,(3), F.A.C.

Interpretive Guideline

Any such abortion clinic which is in operation at the time of adoption of this rule and providing second trimester abortions shall be given one year (09/25/2007) within which to meet these standards.

ST - A0153 - Clinic Supplies/equip. Stand.-2nd Trimester

Title Clinic Supplies/equip. Stand.-2nd Trimester

Rule

Type Standard

Regulation Definition

Resuscitative Medications Required.

The clinic shall have a crash cart at the location the anesthetizing is being carried out. The crash cart must include, at a minimum, those emergency medications to support the

Interpretive Guideline

Any such abortion clinic which is in operation at the time of adoption of this rule and providing second trimester abortions shall be given one year (09/25/2007) within which to meet these standards.

**Agency for Health Care Administration
ASPEN: Regulation Set (RS)**

Printed 01/16/2007

Page 6 of 21

Aspen State Regulation Set: A 3.00 ABORTION CLINIC

procedures performed as determined by the medical director.

Chapter 59A-9.0225(4), F.A.C.

ST - A0154 - Clinic Supplies/equip. Stand.-2nd Trimester

Title Clinic Supplies/equip. Stand.-2nd Trimester

Rule

Type Standard

Regulation Definition

Sterilization Equipment.

Sterilizing equipment of appropriate type shall be available and of adequate capacity to properly sterilize instruments and materials. The sterilizing equipment shall have approved control and safety features.

Chapter 59A-9.0225(5), F.A.C.

Interpretive Guideline

Any such abortion clinic which is in operation at the time of adoption of this rule and providing second trimester abortions shall be given one year (09/25/2007) within which to meet these standards.

ST - A0155 - Clinic Supplies/equip. Stand.-2nd Trimester

Title Clinic Supplies/equip. Stand.-2nd Trimester

Rule

Type Standard

Regulation Definition

Ultrasound equipment shall be located in the clinic.

Chapter 59A-9.0225(6), F.A.C.

Interpretive Guideline

Any such abortion clinic which is in operation at the time of adoption of this rule and providing second trimester abortions shall be given one year (09/25/2007) within which to meet these standards.

**Agency for Health Care Administration
ASPEN: Regulation Set (RS)**

Printed 01/16/2007

Page 7 of 21

Aspen State Regulation Set: A 3.00 ABORTION CLINIC

ST - A0156 - Clinic Supplies/equip. Stand.-2nd Trimester

Title Clinic Supplies/equip. Stand.-2nd Trimester

Rule

Type Standard

Regulation Definition

Equipment Maintenance.

(a) When patient monitoring equipment is utilized, a written preventive maintenance program shall be developed and implemented. This equipment shall be checked and/or tested in accordance with manufacturer's specifications at periodic intervals, not less than annually, to insure proper operation, and a state of good repair. After repairs and/or alterations are made to any equipment, the equipment shall be thoroughly tested for proper calibration before returning it to service. Records shall be maintained on each piece of equipment to indicate its history of testing and maintenance.

(b) All anesthesia and surgical equipment shall have a written preventive maintenance program developed and implemented. Equipment shall be checked and tested in accordance with the manufacturer ' s specifications at designated intervals, not less than annually, to ensure proper operation and a state of good repair.

(c) All surgical instruments shall have a written preventive maintenance program developed and implemented. Surgical instruments shall be cleaned and checked for function after use to ensure proper operation and a state of good repair.

Chapter 59A-9.0225(7), F.A.C.

Interpretive Guideline

Any such abortion clinic which is in operation at the time of adoption of this rule and providing second trimester abortions shall be given one year (09/25/2007) within which to meet these standards.

**Agency for Health Care Administration
ASPEN: Regulation Set (RS)**

Printed 01/16/2007

Page 8 of 21

Aspen State Regulation Set: A 3.00 ABORTION CLINIC

ST - A0200 - Clinic Personnel

Title Clinic Personnel

Rule

Type Standard

Regulation Definition

Abortions shall be performed only by a licensed physician.

Chapter 59A-9.023, F.A.C.

Interpretive Guideline

Physician means a person currently licensed to practice medicine or osteopathy pursuant to Chapter 458 or 459, F.S.

When reviewing patient clinical records, patient confidentiality may be protected by the abortion clinic staff. The surveyor is to advise the abortion clinic staff that they are allowed to redact the patient's name on the patient's records prior to giving the surveyor access to the record.

ST - A0201 - Clinic Personnel-2nd Trimester

Title Clinic Personnel-2nd Trimester

Rule

Type Standard

Regulation Definition

Each abortion clinic providing second trimester abortions shall have a staff that is adequately trained and capable of providing appropriate service and supervision to the patients. The clinic will have a position description for each position delineating duties and responsibilities and maintain personnel records for all employees performing or monitoring patients receiving a second trimester abortion. The clinical staff requirements are as follows:

Physicians. The clinic shall designate a licensed physician to serve as a medical director.

Nursing Personnel. Nursing personnel in the clinic shall be

Interpretive Guideline

Any abortion clinic which is in operation at the time of adoption of this rule and performing second trimester abortions shall be given six months (03/25/2007) within which to comply.

Review position descriptions to ensure that duties and responsibilities have been delineated.

Verify that the designated medical director matches that reported to the CO.

Review a sample of personnel records for employees performing or monitoring patients receiving a second trimester abortion to ensure that these records are being kept.

Review policies and procedures to ensure a written policy and procedure for nursing personnel exists and includes all required components.

Agency for Health Care Administration
ASPEN: Regulation Set (RS)

Printed 01/16/2007

Page 9 of 21

Aspen State Regulation Set: A 3.00 ABORTION CLINIC

governed by written policies and procedures relating to patient care, establishment of standards for nursing care and mechanisms for evaluating such care, and nursing services.

Allied health professionals, working under appropriate direction and supervision, may be employed to work only within areas where their competency has been established.

Chapter 59A-9.023(1),(2),and (3), F.A.C.

ST - A0202 - Clinic Personnel-2nd Trimester

Title Clinic Personnel-2nd Trimester

Rule

Type Standard

Regulation Definition

Orientation. Each facility shall have and execute a written orientation program to familiarize each new staff member, including volunteers, with the facility and its policies and procedures, to include, at a minimum, fire safety and other safety measures, medical emergencies, and infection control.

In-service Training. In-service training programs shall be planned and provided for all employees including full time, part time and contract employees, at the beginning of employment and at least annually thereafter and will also apply to all volunteers to insure and maintain their understanding of their duties and responsibilities. Records shall be maintained to reflect program content and individual attendance. The following training shall be provided at least annually, and for surgical assistants and volunteers, must include training in counseling, patient advocacy and specific responsibilities associated with the services they provide:

(a) Infection control, to include at a minimum, universal precautions against blood-borne diseases, general sanitation,

Interpretive Guideline

Any abortion clinic which is in operation at the time of adoption of this rule and performing second trimester abortions shall be given six months (03/25/2007) within which to comply.

Review personnel training records to ensure that orientation and in-service training is provided as required.

**Agency for Health Care Administration
ASPEN: Regulation Set (RS)**

Printed 01/16/2007

Page 10 of 21

Aspen State Regulation Set: A 3.00 ABORTION CLINIC

- personal hygiene such as hand washing, use of masks and gloves, and instruction to staff if there is a likelihood of transmitting a disease to patients or other staff members.
- (b) Fire protection, to include evacuating patients, proper use of fire extinguishers, and procedures for reporting fires;
 - (c) Confidentiality of patient information and records, and protecting patient rights;
 - (d) Licensing regulations; and
 - (e) Incident reporting.

Chapter 59A-9.023,(4) and (5), F.A.C.

ST - A0250 - Clinic Policies/Procedures-2nd Trimester

Title Clinic Policies/Procedures-2nd Trimester

Rule

Type Standard

Regulation Definition

An abortion clinic providing second trimester abortions shall have written policies and procedures to implement policies and to assure that quality patient care shall relate specifically to the functional activities of clinic services. These written procedures shall apply to second trimester abortions and shall be available and accessible to clinic personnel and shall be reviewed and approved annually by the clinic's medical director. These clinic policies and procedures shall include but not be limited to the following:

- (1) Patient admission;
- (2) Pre- and post-operative care;
- (3) Physician ' s orders;
- (4) Standing orders with required signatures;
- (5) Medications, storage and administration;
- (6) Treatments;
- (7) Surgical asepsis;
- (8) Medial asepsis;

Interpretive Guideline

Any abortion clinic which is in operation at the time of adoption of this rule and providing second trimester abortions shall be given six months (03/25/2007) within which to comply.

Review the clinic's policies and procedures to ensure they address all required areas and are reviewed and approved annually by the clinic's medical director.

Agency for Health Care Administration
ASPEN: Regulation Set (RS)

Printed 01/16/2007

Page 11 of 21

Aspen State Regulation Set: A 3.00 ABORTION CLINIC

- (9) Sterilization and disinfection;
- (10) Documentation: Medical records and facility records;
- (11) Patient discharge;
- (12) Patient transfer;
- (13) Emergency measures;
- (14) Incident reports;
- (15) Personnel orientation;
- (16) Inservice education record;
- (17) Anesthesia;
- (18) Equipment and supplies: availability and maintenance;
- (19) Volunteers; and
- (20) Visitors.

Chapter 59A-9.024, F.A.C.

ST - A0300 - Medical Screening/Eval.-2nd Trimester

Title Medical Screening/Eval.-2nd Trimester

Rule

Type Standard

Regulation Definition

Each abortion clinic that provides second trimester abortions shall formulate and adhere to written patient care policies and procedures designed to ensure professional and safe care for patients undergoing second trimester abortions and shall maintain a medical record for each such patient that records history, care and services. These patient care policies and procedures, for patients undergoing second trimester abortions, shall include but not be limited to the following:

- (a) Admission criteria and procedures;
- (b) Identification in the medical record of physician(s) and nurse(s) involved in providing the services offered for patients undergoing second trimester abortions;

Interpretive Guideline

Any abortion clinic that performs second trimester abortions which is in operation at the time of adoption of this rule shall be given six months (03/25/2007) within which to comply.

Review the clinic's patient care policies and procedures. Review a sample of medical records for patients receiving second trimester abortion services to ensure that the records contain the patient's history, care and services and to ensure that the clinic's patient care policies and procedures have been followed.

**Agency for Health Care Administration
ASPEN: Regulation Set (RS)**

Printed 01/16/2007

Page 12 of 21

Aspen State Regulation Set: A 3.00 ABORTION CLINIC

(c) Specific details regarding the pre-operative procedures performed, to include:

1. History and physical examination, to include verification of pregnancy, estimation of gestational age, identification of any preexisting conditions or complications; including allergies to medications, antiseptic solutions, or latex; and a complete obstetric and gynecological history.
2. Special examinations, lab procedures, and/or consultations required, to include ultrasonography to confirm gestational age and a physical examination including a bimanual examination estimating uterine size and palpation of the adnexa. The physician shall keep original prints of each ultrasound examination of a patient in the patient's medical history file. For an abortion in which an ultrasound examination is not performed before the abortion procedure, urine or blood tests for pregnancy shall be performed before the abortion procedure.

Chapter 59A-9.025(1), F.A.C.

ST - A0301 - Medical Screening/eval.-2nd Trimester

Title Medical Screening/eval.-2nd Trimester

Rule

Type Standard

Regulation Definition

Laboratory Services.

- (a) Laboratory services shall be provided on-site or through arrangement with a laboratory that holds the appropriate federal Clinical Laboratory Improvement Amendments (CLIA) certificate and state of Florida clinical laboratory license issued pursuant to Chapter 483, Part I, F.S.
- (b) All laboratory services provided on-site shall be performed in compliance with state of Florida clinical laboratory

Interpretive Guideline

Any abortion clinic that performs second trimester abortions which is in operation at the time of adoption of this rule shall be given six months within (03/25/2007) which to comply.

Review the clinic's personnel records and a sample of patient records to ensure that all required documentation has been made.

Agency for Health Care Administration
ASPEN: Regulation Set (RS)

Printed 01/16/2007

Page 13 of 21

Aspen State Regulation Set: A 3.00 ABORTION CLINIC

licensure and federal CLIA provisions.

Rh factor. Rh testing for Rh negative patients shall be conducted, unless reliable written documentation of blood type is available.

All laboratory test reports shall be placed in the patient ' s medical record.

All laboratory test and storage areas, records and reports shall be available for inspection by the agency.

If a person who is not a physician performs an ultrasound examination, that person shall have documented evidence that he or she has completed a course in the operation of ultrasound equipment. The physician, registered nurse, licensed practical nurse, advanced registered nurse practitioner, or physician assistant shall, at the request of the patient and before the abortion procedure is performed, review the ultrasound evaluation results with the patient, including an estimate of the probable gestational age of the fetus.

A test for anemia shall be performed.

Chapter 59A-9.025(2), (4), (5), (6), (7), and (8) F.A.C.

ST - A0302 - Medical Screening/eval.-2nd Trimester

Title Medical Screening/eval.-2nd Trimester

Rule

Type Standard

Regulation Definition

Laboratory Equipment and Supplies.

(a) All equipment and supplies for the collection, storage, and

Interpretive Guideline

Any abortion clinic that performs second trimester abortions which is in operation at the time of adoption of this rule shall be given six months (03/25/2007) within which to comply.

**Agency for Health Care Administration
ASPEN: Regulation Set (RS)**

Printed 01/16/2007

Page 14 of 21

Aspen State Regulation Set: A 3.00 ABORTION CLINIC

testing of specimens shall meet the provisions of Rule 59A-7 F.A.C., and shall be maintained according to manufacturer ' s instructions and in a manner that ensures accurate test results.

(b) Temperature controlled spaces for the storage of specimens or testing supplies shall be monitored and recorded to ensure that the proper storage temperature is maintained.

(c) All dated supplies and materials shall not be used beyond their expiration date.

(d) Adequate facilities and supplies for the collection, storage and transportation of laboratory specimens shall be available on site.

Chapter 59A-9.025(3), F.A.C.

ST - A0350 - Abortion Procedure-2nd Trimester

Title Abortion Procedure-2nd Trimester

Rule

Type Standard

Regulation Definition

Any abortion clinic which is providing second trimester abortions must be in compliance with the following standards relative to second trimester abortion procedures:

(1) A physician, registered nurse, licensed practical nurse, advanced registered nurse practitioner, or physician assistant shall be available to all patients throughout the abortion procedure.

(2) The abortion procedure will be performed in accordance with obstetric standards and in keeping with established standards of care regarding the estimation of gestational age of

Interpretive Guideline

Any abortion clinic in operation at the time of adoption of this rule, when performing second trimester abortions, shall be given six months (03/25/2007) within which to comply.

Review the clinic's policies and procedures for anesthesia services to ensure they include all required areas.

Review a sample of medical records for patients receiving second trimester services to ensure the appropriate procedures have been followed.

Agency for Health Care Administration
ASPEN: Regulation Set (RS)

Printed 01/16/2007

Page 15 of 21

Aspen State Regulation Set: A 3.00 ABORTION CLINIC

the fetus.

(3) Anesthesia service shall be organized under written policies and procedures relating to anesthesia staff privileges, the administration of anesthesia, and the maintenance of strict safety controls.

(4) Prior to the administration of anesthesia, patients shall have a history and physical examination by the individual administering anesthesia, including laboratory analysis when indicated.

(5) Appropriate precautions, such as the establishment of intravenous access at least for patients undergoing post-first trimester abortions.

(6) Appropriate monitoring of the patient's vital signs by professionals licensed and qualified to assess the patient's condition will occur throughout the abortion procedure and during the recovery period until the patient's condition as specified by the type of abortion procedure performed, is deemed to be stable in the recovery room.

Chapter 59A-9.026, F.A.C.

ST - A0400 - Recovery Rm Stand.-2nd Trimester

Title Recovery Rm Stand.-2nd Trimester

Rule

Type Standard

Regulation Definition

Each abortion clinic which is providing second trimester abortions shall comply with the following recovery room standards when providing second trimester abortions:

Interpretive Guideline

Any abortion clinic providing second trimester abortions and in operation at the time of adoption of this rule shall be given one year (09/25/2007) within which to comply with these standards.

Review the clinic's policies and procedures to ensure they include the minimum length of time for recovery by the

Agency for Health Care Administration
ASPEN: Regulation Set (RS)

Printed 01/16/2007

Page 16 of 21

Aspen State Regulation Set: A 3.00 ABORTION CLINIC

(1) Following the procedure, post procedure recovery rooms will be supervised and staffed to meet the patient's needs. A physician or physician assistant, a licensed registered nurse, a licensed practical nurse or an advanced registered nurse practitioner who is trained in the management of the recovery area shall be available to monitor the patient in the recovery room until the patient is discharged. The individual must be certified in basic cardiopulmonary resuscitation. A patient in the post-operative or recovery room shall be observed for as long as the patient's condition warrants.

(2) The clinic shall arrange hospitalization if any complication beyond the medical capability of the staff occurs or is suspected. The clinic shall ensure that all appropriate equipment and services are readily accessible to provide appropriate emergency resuscitative and life support procedures pending the transfer of the patient or a viable fetus to the hospital. A physician shall sign the discharge order and be readily accessible and available until the last patient is discharged to facilitate the transfer of emergency cases if hospitalization of the patient or viable fetus is necessary. The clinic medical records documenting care provided shall accompany the patient. These records will include the contact information for the physician who performed the procedure at the clinic.

(3) A physician shall discuss Rho (D) immune globulin with each patient for whom it is indicated and will ensure that it is offered to the patient in the immediate postoperative period or that it will be available to the patient within 72 hours following completion of the abortion procedure. If the patient refuses the Rho (D) immune globulin, refusal Form 3130-1002, January 2006, " Refusal to Permit Administration of Rh(D) Immunoglobulin ", herein incorporated by reference, shall be signed by the patient and a witness, and shall be

procedure type and gestation period.

Review a sample of medical records for patients receiving second trimester services to ensure the recovery room standards have been followed and all appropriate documentation have been made.

**Agency for Health Care Administration
ASPEN: Regulation Set (RS)**

Printed 01/16/2007

Page 17 of 21

Aspen State Regulation Set: A 3.00 ABORTION CLINIC

included in the patient's medical record.

(4) Written instructions with regard to post abortion coitus, signs of possible medical complications, and general aftercare shall be given to each patient. Each patient shall have specific written instructions regarding access to medical care for complications, including a telephone number to call for medical emergencies. The physician will ensure that either a registered nurse, licensed practical nurse, advanced registered nurse practitioner, or physician assistant from the abortion clinic makes a good faith effort to contact the patient by telephone, with the patient's consent, within 24 hours after surgery to assess the patient's recovery. A contact for post-operative care from the facility shall be available to the patient on a 24-hour basis.

(5) Facility procedures must specify the minimum length of time for recovery as warranted by the procedure type and gestation period.

Chapter 59A-9.027, F.A.C.

ST - A0450 - Post Proc. F/up Care-2nd Trimester

Title Post Proc. F/up Care-2nd Trimester

Rule

Type Standard

Regulation Definition

Each abortion clinic which is providing second trimester abortions shall comply with the following post procedure follow-up care requirements when providing a second trimester abortion:

(1) The clinic shall offer a post abortion medical visit that includes a medical examination and a review of the results of

Interpretive Guideline

Any abortion clinic operating at the time of adoption of this rule shall be given six months (03/25/2007) within which to comply.

Review a sample of medical records for patients receiving second trimester services to ensure follow-up care had been offered/provided.

**Agency for Health Care Administration
ASPEN: Regulation Set (RS)**

Printed 01/16/2007

Page 18 of 21

Aspen State Regulation Set: A 3.00 ABORTION CLINIC

all laboratory tests.

(2) A urine pregnancy test will be obtained at the time of the follow-up visit to rule out continuing pregnancy. If a continuing pregnancy is suspected, the patient shall be evaluated and a physician who performs abortions shall be consulted.

(3) The clinic shall provide for the education of the patient in post-procedure care, including specific instructions in case of emergency.

Chapter 59A-9.028, F.A.C.

ST - A0500 - Incident Reporting-2nd Trimester

Title Incident Reporting-2nd Trimester

Rule

Type Standard

Regulation Definition

This section shall apply to incidents involving patients receiving second trimester abortions in any abortion clinic providing second trimester abortions.

Clinic incident reporting requirements:

(1) At a minimum an abortion clinic shall record each incident that results in serious injury to a patient as defined in Section 390.012(3)(h)1, F.S., or a viable fetus at an abortion clinic and shall report an incident in writing to the agency within 10 days after the incident occurs.

(2) If a patient death occurs the abortion clinic shall report the death to the department and the appropriate regulatory board not later than the next workday. The report to the department

Interpretive Guideline

Those abortion clinics providing second trimester abortions which are in operation at the time of adoption of this rule shall be given six months (03/25/2007) within which to comply.

**Agency for Health Care Administration
ASPEN: Regulation Set (RS)**

Printed 01/16/2007

Page 19 of 21

Aspen State Regulation Set: A 3.00 ABORTION CLINIC

shall be filed as required by Rule 64V-1.0061, F.A.C.

Chapter 59A-9.029, F.A.C.

ST - A0550 - Disposal of Fetal Remains

Title Disposal of Fetal Remains

Rule

Type Standard

Regulation Definition

Fetal remains shall be disposed of in a sanitary and appropriate manner and in accordance with standard health practices and Chapters 381 and 390, F.S., and 64E-16, F.A.C.

Chapter 59A-9.030, F.A.C

Interpretive Guideline

ST - A0600 - Clinical Records

Title Clinical Records

Rule

Type Standard

Regulation Definition

A permanent individual clinical record shall be kept on each clinic patient. Clinical records shall be complete, accurately documented, and systematically organized to facilitate storage and retrieval.

(a) Clinical records shall be complete, accurately documented, and systematically organized to facilitate storage and retrieval.

(b) Clinical records involving second trimester abortion procedures shall be kept confidential and secure.

Interpretive Guideline

Agency for Health Care Administration
ASPEN: Regulation Set (RS)

Printed 01/16/2007

Page 20 of 21

Aspen State Regulation Set: A 3.00 ABORTION CLINIC

(c) Operative reports signed by the physician performing the second trimester abortion shall be recorded in the clinical record immediately following the procedure or that an operative progress note is entered in the clinical record to provide pertinent information.

Chapter 59A-9.031(1), F.A.C.

ST - A0601 - Clinical Records

Title Clinical Records

Rule

Type Standard

Regulation Definition

Interpretive Guideline

Clinical records shall be kept on file for a minimum of five years from the date of the last entry.

Chapter 59A-9.031(2), F.A.C.

ST - A0650 - Reports

Title Reports

Rule

Type Standard

Regulation Definition

Interpretive Guideline

Pursuant to Chapters 382 and 390, F.S., an abortion clinic must submit a report each month to the Office of Vital Statistics of the Department of Health, regardless of the number of terminations of pregnancy. Monthly reports must be received by the department within 30 days following the preceding month.

**Agency for Health Care Administration
ASPEN: Regulation Set (RS)**

Printed 01/16/2007

Page 21 of 21

Aspen State Regulation Set: A 3.00 ABORTION CLINIC

Chapter 59A-9.034, F.A.C.

ST - A9999 - Final Observations

Title Final Observations

Rule

Type Memo Tag

Regulation Definition

Interpretive Guideline