



AUBURN MEDICAL CENTER

Rules and Regulations

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Article I	General.....	4
	1.0 Definitions	
	1.1 Professional Relations	
	1.2 Influenza Vaccine	
	1.3 Privileging	
	1.4 Proctoring and Monitoring	
Article II	Admissions.....	7
	2.1 Provisional Diagnosis	
	2.2 Complete History & Physical within 24 hours	
	2.3 Required Physician Visits	
Article III	Consultations.....	8
	3.1 Consultations	
	3.2 Consultation Reports	
	3.3 Ordering Consultations	
Article IV	Physician Responsibility for Discharge and Transfers.....	9
	4.1 Discharge Plan.	
	4.2 Discharge Orders and Instructions	
	4.3 Transfers	
Article V	Critical Care Services (CCS).....	10
	5.1 CCS Admission and Discharge	
	5.2 Rounds	
	5.3 CCS Primary Patient Responsibility	
Article VI	Coverage and Call.....	11
	6.1 Coverage	
	6.2 Emergency Call	
	6.3 Patients Not Requiring Admission	
	6.4 Unassigned Patients	
	6.5 Dispute Resolution	
	6.6 Corrective Action for Physicians Who Fail to meet On-Call Obligation	
Article VII	Informed Consent; Treatment Refusal; Medical Decision-Making.....	14
	7.1 Informed Consent	
Article VIII	Medical Records.....	16
	8.1 Authentication of Entries	
	8.2 Abbreviations and Symbols	
	8.3 History and Physical Exam	
	8.4 Compliance with Documentation Guidelines	
	8.5 Progress Notes	
	8.6 Operative/Procedure Reports	
	8.7 Immediate Operative/Procedure Notes	

	8.8 Anesthesia Assessments	
	8.9 Consultations	
	8.10 Emergency Department Record	
	8.11 Obstetrical Record	
	8.12 Discharge Summaries	
	8.13 Diagnostic Reports	
	8.14 Access and Confidentiality	
	8.15 Counter Authentication (Endorsement)	
	8.16 Completion of Medical Records	
	8.17 Medical Record Deficiencies	
Article IX	Orders.....	20
	9.1 General Information	
	9.2 Verbal and Telephone Orders	
	9.3 Medication Orders: Physician Responsibilities	
	9.4 Home Medications	
	9.5 Restraint Orders	
	9.6 Orders for Surgery	
	9.7 Stat Orders	
	9.8 DNAR Orders	
Article X	Surgery/Procedure Using Anesthesia/Moderate or Deep Sedation.....	23
	10.1 Scheduling Physician Responsibilities	
	10.2 Pre-Procedure Physician Responsibilities	
	10.3 Intra Procedure Monitoring	
	10.4 Post Procedure Physician Responsibilities	
Article XI	Patient Death and Dying.....	25
	11.1 In-Hospital Death	
	11.2 Organ Procurement	
	11.3 Autopsy	
Article XII	Disclosure of Unanticipated Outcomes to Patients/Families.....	25
	12.1 Disclosure of Unanticipated Outcomes to Patients/Families	
Article XIII	Medical and Clinical Education.....	26
	13.1 Supervision	
	13.2 Assignment	
	13.3 Notification of Patients of Residents Involvement in Care	
	13.4 Privileges	
	13.5 Preceptors	
	13.6 Care of Patients and Entry in the Medical Record	
	13.7 Ability to Perform Procedures	
	13.8 Authority	
	13.9 Medical Records	
Article XIV	Services/Service Committees.....	28

	14.1 Services	
	14.2 Service Committee Composition and Officers	
	14.3 Procedures for Selecting Service Committee Officers	
	14.4. Responsibilities of Service Committees	
Article XV	Participation in Organized Health Care Arrangement (OHCA).....	31
	Purpose	
	Terms	
Article XVI	Conflict Between Rules and Bylaws.....	34
Article XVII	Adoption and Amendment.....	34
	17.1 Adoption and Amendment	
	17.2 Technical and Editorial Amendments	
	17.3 Approval	
Appendix A	Membership Fees	

1 **ARTICLE I**
2 **GENERAL**

3
4 1.0 **Definitions**

5
6 **Admitting Physician** is the Medical Staff member who orders admission of a
7 patient to the Hospital for inpatient or outpatient services.

8
9 **Allied Health Professional** – AHP means an individual, other than a licensed
10 physician, dentist, oral surgeon or podiatrist, who exercises independent
11 judgment within the areas of his or her professional competence and the limits
12 established by the Governing Body, the Medical Staff, and applicable State laws;
13 who is licensed or certified to render direct or indirect medical, dental, or
14 podiatric care; and who may be eligible to exercise privileges and prerogatives in
15 conformity with the rules adopted by the Governing Body, the Medical Staff and
16 these Bylaws. AHPs are not eligible for Medical Staff membership.

17 **Attending Physician** is the Staff member who is appropriately credentialed and
18 has primary responsibility for a patient.

19 **Consulting Physician** is the staff member who is appropriately credentialed who
20 assists the Attending Physician in the evaluation and/or management of the
21 patient upon request of the Attending Physician.

22 **Covering Physician** means an appropriately credentialed Medical Staff Member
23 with substantially the same privileges as the Attending physician who is filling in
24 for the Attending or Consulting Physician.

25 **Discharge** means the termination of Hospital services to and the release of an
26 inpatient or outpatient from a Hospital facility.

27 **Physician** is an individual with an M.D. or D.O degree who is currently licensed to
28 practice medicine.

29 **Practitioner means, unless otherwise expressly limited,** any currently licensed
30 Physician (M.D. or D.O.), dentist, oral surgeon, or podiatrist.

31 **Medical Service** – The departments or divisions of the Medical Staff to which
32 Medical Staff Members are assigned based on such Members' practices
33

1 **1.1 Professional Relations**

2 Medical Staff members who have complaints/concerns about operational
3 matters, or who question the professional judgment or conduct of an individual
4 Medical Staff member or Hospital personnel should communicate their
5 complaint/concern as follows:

- 6 a. Complaint/concerns about other Medical Staff members should be
7 communicated to the Chief of Staff, other Medical Staff officer, Service
8 chair, Medical Staff committee, a member of the Hospital executive team; or
9 to the Governing Body, in line with the Code of Conduct policy.

- 10 b. Members should attempt to resolve complaints/concerns about Hospital
11 personnel and operational matters when and where the issue arises in a
12 respectful manner. If the problem cannot be resolved in that manner,
13 Members should communicate their concern to the Chief Medical Officer,
14 Chief of Staff, or the Administrator on Call in an effort to resolve the
15 problem promptly.

16

17 **1.2 Annual Influenza Vaccination**

18 Each Medical Staff Member must annually submit to the Medical Staff Office
19 proof that the Member has received a current, CDC-approved influenza
20 vaccination for the upcoming influenza season. Exceptions shall be granted
21 only based on strongly held personal or religious beliefs or medical reasons
22 that have been approved by MultiCare Health System.

- 23 a. A Medical Staff member opposed to vaccination must follow the MHS
24 process in effect for reviewing and approving exceptions.

- 25 b. The privileges of any Medical Staff member who fails to timely provide proof
26 of vaccination or an exception shall automatically be suspended effective the
27 day following the published deadline. Such automatic suspension will not be
28 related to the Medical Staff member's professional conduct or competence,
29 shall not be reported to the National Practitioner Data Bank or state licensing
30 board and the member shall be afforded no hearing rights.

- 31 c. Automatic suspension imposed under this Section shall terminate and the
32 suspended privileges shall be restored upon the Medical Staff member's
33 submission of a written statement of current influenza vaccination or at the
34 end of the designated flu season, privileges will be restored.

35

1 **1.3 Process for Privileging and Re-Privileging Practitioners**

2 Process for Privileging and Re-Privileging Practitioners is set forth in the *Medical*
3 *Staff Credentialing Policy*.
4

5 **1.4 Proctoring and Monitoring**

6
7 **1.4-1 Proctor or monitoring Requirements.**

8 A proctor or monitoring shall be required when:

- 9 a. A Practitioner requests privileges to perform a service or procedure
10 without evidence of training and/or clinical experience.
11
12 b. The Medical Executive Committee determines the need for a
13 proctoring plan as part of a Practitioner’s improvement or corrective
14 action plan.
15
16 c. A Practitioner requests assignment of a proctor.
17
18

19 **1.4-2 Proctoring or Monitoring Assignment Process.**

- 20 a. When a Practitioner requests additional privileges or the assignment
21 of a proctor, the Practitioner shall propose a proctor, alternatively the
22 Medical Staff may assist with the assignment of a proctor. The
23 appropriate oversight committee (Service, Medical Executive or
24 Governing Body) will approve or reject assignment of such proctor. If
25 the committee rejects recommended proctor, the committee shall
26 provide a written reason and shall suggest an alternative proctor.
27
28 b. When the Medical Executive Committee determines the need for a
29 proctor, the committee shall either direct the provider to find an
30 acceptable proctor that is approved by the committee and/or assign a
31 proctor.
32
33 c. The committee will determine the number of cases and/or time
34 period for completion of the proctoring arrangement. This period
35 should not exceed one year. At the conclusion of the proctoring a
36 final report will be provided to the appropriate oversight committee.
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38 d. All related expenses for proctoring shall be assumed by the
39 practitioner.
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1.4-3 Eligibility to Serve as a Proctor.

To serve as a proctor, the proctor must:

- a. Be a Medical Staff member in good standing **or** a recognized expert who meets criteria for Medical Staff appointment and privileges for the procedures or practice being performed.
- b. If the proctor is to participate in the care of the patient, he/she must hold current privileges at the hospital in which the health care services are to be performed. If the role of the proctor is to review/observe care, the proctor must either hold privileges or be eligible for privileges to perform procedure(s) or practice.
- c. Have documented evidence of clinical competence in the procedure or practice being proctored.
- d. Agree to provide objective, written evaluation to the practitioner being proctored and the to the committee recommending the proctor.

ARTICLE II

ADMISSIONS

2.1 Provisional Diagnosis: Except in an emergency, the Admitting Physician must provide a provisional diagnosis or valid reason for admission when ordering that a patient be admitted.

2.2 A Complete History and Physical is required within 24 hours from time of admission.

2.3 Required Physician Visits

- a. After the initial visit by the Attending Physician each patient must be examined daily by the Attending Physician or Covering Physician. Credentialed Allied Health Practitioners may perform these duties provided they are under the supervision of the attending or covering physician with authentication of note. Discharging physicians need not see the patient on day of discharge if the discharge order was written within 24 hours prior to discharge and there has been no significant subsequent change in the patient’s condition.
- b. Newborns must be seen within 24 hours by a physician or an appropriately privileged AHP.

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- c. Obstetric patients may be admitted and seen daily by Certified Nurse Midwives (CNM).
- d. Patients admitted for less than forty-eight (48) hour length of stays (e.g. diagnostic coronary and peripheral angiography, cardiac and peripheral interventional procedures, GI procedures, GYN procedures) may be seen daily by a Physician Assistant, CNM, or Advance Registered Nurse Practitioner provided the Attending or Covering Physician performed and documented an initial examination within the first 24 hours after admission.
- e. Behavioral health patients may be admitted and seen daily by an ARNP credentialed in behavioral health.
- f. Hospitalized surgical patients shall be seen by the surgeon performing the procedure or their coverage designee for a pre-operative evaluation, on post-operative-day one, and prior to discharge or sign off of care, with the concurrence of the attending physician. For simple procedures, the surgeon may sign off on the day of surgery, with the concurrence of the attending physician.

**ARTICLE III
CONSULTATION**

- 3.1 **Consultations.** Physicians are responsible for arranging/ordering necessary patient consultations. While on call for the Emergency Department, medical staff members shall be responsible for providing consultation on hospital patients requested during the member’s on-call period.
- 3.2 **Consultation Report Shall:**
 - a. Include documentation of the consultant’s findings, opinions and recommendations in the patient’s medical record.
 - b. Be documented within 24 hours of the consultation and, if the consultation pertains to the decision to operate, before the operation (except in a documented emergency).
- 3.3 **Ordering Consultation**
 - a. A physician is responsible for ordering a consultation whenever patients in his/her care require services that fall outside the physician’s scope of clinical privileges.

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- b. Except in an emergency, consultation is recommended in the following situations:
 - 1. When the patient is not a good candidate for surgery or medical treatment;
 - 2. Where the diagnosis remains obscure after usual diagnostic procedures have been completed;
 - 3. Where there is doubt as to the choice of therapeutic measures to be utilized;
 - 4. In unusually complicated situations where specific skills of other practitioners may benefit the patient;
 - 5. When reasonably requested by the patient, patient’s family or patient’s legal representative.
- c. Requests for consults shall be in writing and shall include:
 - 1. The reason for the consultation;
 - 2. The urgency of the consultation. (Emergent consults are to be completed within the timeframe agreed upon between the ordering and consulting physicians. Non-emergent consults must be completed within 24 hours of the request);
- d. Emergent consults require verbal communication.

ARTICLE IV

PHYSICIAN RESPONSIBILITIES FOR DISCHARGE AND TRANSFERS

4.1 Discharge Plan

4.1-1 Attending Physician Responsibilities- The Attending Physician [or authorized designee]:

- a. Must document an order for discharge and detailed follow-up and care instructions Hospital prior to the patient’s discharge.
- b. Must sign the discharge summary that includes a description of the patient’s medical condition and the medical services provided.

1 4.2 **Discharge Orders and Instructions**

2
3 Patients shall be discharged or transferred only upon the order of the attending
4 physician or his/her designee who shall provide, or assist Hospital personnel in
5 providing, written discharge instructions in a form that can be understood by all
6 individuals and organizations responsible for the patient's care. These
7 instructions should include, if appropriate:

- 8
- 9 a. A list of all medications the patient is to take post-discharge;
 - 10 b. Dietary instructions and modifications;
 - 11 c. Medical equipment and supplies;
 - 12 d. Instructions for pain management;
 - 13 e. Any restrictions or modification of activity;
 - 14 f. Follow up appointments and continuing care instructions;
 - 15 g. Referrals to rehabilitation, physical therapy, and home health services;
 - 16 h. Recommended lifestyle changes, such as smoking cessation.
- 17

18
19 4.3 **Transfers**

20 Attending and Covering Physicians must comply with MHS policy when
21 ordering transfers of a patient to another healthcare facility. Refer to Patient
22 *Transfer and Transport to Another Facility* policy.

23

24 **ARTICLE V**

25 **CRITICAL CARE SERVICES/INTENSIVE CARE UNITS**

26 5.1 **Admission and Discharge:** The Attending Physician, Covering Physician, (or a
27 Consulting Physician who has assumed responsibility for the patient in
28 accordance with these Rules) determines whether a patient should be admitted
29 to or discharged from the ICU in accordance with criteria approved by the
30 Medical Staff. ICU patients must be evaluated by a physician within 4 hours of
31 admission to the unit or per department policy

32 5.1-1 All Medical Staff Members with hospital admitting privileges may admit to
33 the ICU or per department policy.

34 5.1-2 Patients who meet ICU discharge criteria will be transferred out of the ICU
35 only upon physician order with the concurrence of the Attending Physician
36 or Covering Physician.

- 1 5.2 **Rounds:** ICU patients must be seen by the Attending Physician or Covering
2 Physician daily. Surgeons must see their post-op ICU patient daily.
3
4
- 5 5.3 **ICU Primary Patient Responsibility:** Unless primary responsibility is properly
6 transferred, the physician admitting the patient to a ICU is responsible for the
7 patient's care and for coordinating the care provided by other physicians to the
8 patient.

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ARTICLE VI

11

COVERAGE AND CALL

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6.1 Coverage

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- a. Every Medical Staff Member shall provide, or arrange for the provision of,
16 continuous and appropriate care and supervision for his/her Hospital
17 patients. Failures to provide appropriate coverage shall be reported to the
18 Medical Executive Committee (MEC).

19

20

b. Substitute Coverage

21

22

1. In the event a Medical Staff Member is unable to fulfill his/her coverage
23 obligation, it is his/her responsibility to arrange for a substitute and to
24 notify the Emergency Department. Failure to notify the Emergency
25 Department of a substitute may result in the initiation of disciplinary
26 action.

27

28

2. Each Medical Staff Member shall provide the Hospital with the name of
29 at least one (1) Covering Physician (usually a member of his/her group
30 practice holding equivalent privileges) who shall be responsible for
31 providing care and outpatient follow-up for such Medical Staff Member's
32 patients during periods of the Medical Staff Member's unavailability. The
33 Covering Physician must acknowledge and consent to the coverage
34 arrangement. In cases where a Medical Staff Member belongs to a
35 specialty in which arranging substitute coverage is difficult due to the
36 limited number of physicians of that specialty on the Hospital Medical
37 Staff, such Medical Staff Member's substitute coverage plan is subject to
38 advance review and approval by the Medical Executive Committee.

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1 6.2 **Emergency Call**

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- a. For the purposes of this section, the term, “call schedule,” refers to a call roster required by the Emergency Medical Treatment and Active Labor Act (“EMTALA”).

- b. **Call Schedule:** The Hospital is required under EMTALA to maintain an on-call list of physicians on the Medical Staff to meet the needs of emergency patients within the resources available to the Hospital. Nothing contained in this provision shall be construed to require a Medical Staff Member to provide services that are outside the scope of clinical privileges granted by the Hospital. Specialty sections of a medical staff service or division shall develop specialty-specific schedules for the call schedule with adjudication, when needed, by the service chair. The Clinical Service Chairs shall be responsible for ensuring appropriate call coverage per CMS guidelines. Call shall be from 0700 to 0659 the following day, unless other times are mutually agreed upon by the majority of physicians on that call schedule. Call schedules shall be published by the first of the month. Call schedules shall also be used by (1) the Emergency Department in appropriate determination and disposition for unassigned patients and for (2) consults for hospitalized patients.

- c. Exclusion: Medical staff members 65 and over may request exclusion from the Emergency Call Panel. The request must be in writing to the Service Chair no sooner than 3 months before the 65th birthday. The Service Line may deny the request.

- d. Any other requests for exemption from call responsibilities shall be considered extraordinary and must first be approved by a majority of the physicians on that call schedule. The MEC and the Regional Board shall be responsible for granting exemptions.

- e. Unless otherwise indicated by the patient’s clinical condition, Emergency Services physicians shall make specialty referrals to the on-call specialist listed on the Emergency Services call schedule.

- f. **Response Time:** It is the responsibility of the physician to respond in an appropriate time frame. Physicians must respond to calls from the Emergency Department or the Hospital within 30 minutes. If required by the Emergency Department physician, it is expected that physicians arrive in the Emergency Department within 1 hour of initial contact or at a time determined by the Emergency Department physician. Individual Services may specify tighter response times as indicated by Department policies/standards. Failure to respond in a timely manner may result in the initiation of disciplinary action.

1 g. **Substitute for Call:** In the event the Medical Staff Member is unable to fulfill
2 his/her call obligation, he/she is responsible to arrange for a substitute and
3 to notify the Emergency Department. Failure to notify the Emergency
4 Department of a substitute for call may result in the initiation of disciplinary
5 action.

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7 **6.3 Patients Not Requiring Admission**

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9 In cases where the Emergency Department physician consults with the on-call
10 specialist and no admission is deemed necessary, the Emergency Department
11 physician shall provide appropriate care/treatment and discharge the patient
12 with arrangements made for follow-up care. The on-call specialist is responsible
13 for providing a timely and appropriate outpatient follow-up evaluation for the
14 patient following the Emergency Department visit. The timeframe of the follow-
15 up visit shall be determined by the Emergency Department physician and the on-
16 call specialist. If the Emergency Department physician and the on-call specialist
17 are unable to agree upon the time for follow-up, the Emergency Department
18 shall make that determination. Failure to comply may result in disciplinary action
19 as determined by the MEC.
20

21
22 **6.4 Unassigned Patients**

23
24 Unassigned patients who present to the Emergency Department shall be
25 referred to the specialist on-call that day.
26

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28 **6.5 Dispute Resolution**

29
30 Disputes arising with regard to the interpretation of any of the requirements
31 of this Rule 6 shall be referred to the appropriate Medical Staff Service Chair.
32 As authorized by the Medical Staff Bylaws, the Medical Staff Service Chair
33 may initiate an immediate corrective action investigation if an on-call
34 physician fails to comply with the on-call requirements outlined above set
35 forth in the MHS "Policy On Compliance with Emergency Medical Treatment
36 and Active Labor (EMTALA)".
37

38
39 **6.6 Corrective Action for Physicians Who Fail to meet On-Call Obligation**

40 The following steps will take place upon validation:

- 41
42 a. 1st offense – letter to provider inviting provider to attend Medical
43 Executive Committee to explain reasons for not being able to fulfill
44 call obligations

1 b. 2nd offense - automatic suspension, up to 14 days, and a letter inviting
2 the provider to attend the next Medical Executive Committee meeting.

3 c. 3rd offense – automatic 31-day suspension

4 d. 4th offense – revocation of medical staff privileges.

5 A provider subject to automatic suspension as outlined above is not entitled to
6 procedural rights or a formal hearing.

7

8

ARTICLE VII

9

INFORMED CONSENT; TREATMENT REFUSAL; MEDICAL DECISION-MAKING

10 7.1 **Informed Consent**

11

12 7.1-1 Medical Staff Members shall comply with the MHS *Informed Consent and*
13 *Patient Competency* policy and, except in an emergency, must not
14 provide treatment or perform procedures on a patient who has not given
15 informed consent (as evidenced by a signed general or special consent
16 form or documentation by the Medical Staff Member in the patient's
17 medical record).

18

19 7.1-2 Procedural Consent_The Medical Staff member performing the surgical or
20 invasive procedures is responsible for obtaining and documenting
21 informed consent from the patient or patient's legal representative prior
22 to the procedure. This is a non-delegable duty under Washington law.

23

24 7.1-3 Informed consent must include, in a manner and language that the
25 patient can be reasonably expected to understand, the following:

26

27 a. The proposed treatment and/or procedure to be performed and
28 nature of the condition for which the procedure is to be performed

29

30 b. The anticipated benefits and serious possible risks and complications

31

32 and;

33 c. Any alternative forms of treatment, including non-treatment.

34

35 7.1-4 Pre-Sedation, Pre-Anesthesia: An appropriately credentialed and
36 privileged provider administering moderate or deep sedation must advise
37 the patient of the anesthesia to be used and document the discussion
38 leading to informed consent to anesthesia or moderate or deep sedation,
39 except in an emergency.

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1 **ARTICLE VIII**

2 **MEDICAL RECORDS**

3
4 **8.1 Authentication of Entries**

5
6 All clinical entries in the patient’s medical record shall be accurately dated,
7 timed, and legibly authenticated (signed) by the author.
8
9

10 **8.2 Abbreviations and Symbols**

11 Prohibited Abbreviations, Acronyms, and Symbols: The Medical Staff shall
12 comply with the list of ‘Do Not Use’ abbreviations as currently required by The
13 Joint Commission and listed in the MHS Policy, **ABBREVIATIONS-DO NOT USE**.
14
15

16 **8.3 History and Physical Examination**

17 Pursuant to the Medical Staff Bylaws a Practitioner holding Clinical Privileges at
18 the Hospital must complete a patient history and physical examinations within
19 thirty (30) days prior to admission and/or procedure, or within twenty-four (24)
20 hours after admission. History and physical examinations completed prior to
21 admission must be accompanied by either an updated physical exam
22 documenting any changes to the patient’s condition, or the Practitioner’s written
23 statement that he/she has examined the patient and that there have been no
24 changes. Such history and physical examination or Practitioner’s statement must
25 be completed within twenty-four (24) hours after admission or prior to surgery.

26
27 **8.3-1 Pre-Operative History and Physical**

28 Except in an emergency, a history and physical examination shall be
29 documented in the medical record prior to any procedure requiring more
30 than local anesthesia for any patient undergoing surgery and/or any patient
31 expected to be admitted after surgery. The surgical services leadership has
32 the authority to cancel or delay the surgical procedure if the history and
33 physical and H&P update (if applicable) is not available on the chart. In
34 certain circumstances, the surgical services leader may permit the patient to
35 be transferred to the Pre-Anesthesia area for performance of the history &
36 physical.

37
38 **8.4 Compliance with Documentation Guidelines**

39
40 The minimal content of the history and physical for each patient must include:
41 chief complaint, history of present illness, past medical and surgical history

1 (when applicable), documentation of review of medications and allergies,
2 relevant physical examination, assessment, psycho/social history, immunization
3 status for pediatric patients and plan for care. (If medication and/or allergy
4 documentation is documented elsewhere in the patient's current encounter
5 within Epic, they do not need to be documented in the history and physical).
6

7 For outpatient services related to minor scheduled treatments such as blood
8 transfusions, therapeutic phlebotomies, medication administration, contrast
9 administration, a complete H&P is not required, but orders with indications for
10 the services must be documented in the medical record by the ordering
11 physician.
12

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14 **8.5 Progress Notes**

15
16 The Attending Physician, or his/her designee, shall record a daily progress note
17 of each patient encounter on each of Attending Physician's hospitalized patients.
18 Progress notes shall include justification for continued acute care hospitalization.
19

20

21 **8.6 Operative/Procedure Reports**

22
23 Operative/procedure reports shall be documented or dictated after
24 surgery/procedure (within 24 hours) and the report promptly signed by the
25 surgeon. Operative/procedure reports shall include:

- 26 1. Name of surgeon and assistant.
- 27 2. Name of procedure performed.
- 28 3. Description of procedure.
- 29 4. Pre and post-op diagnosis.
- 30 5. Findings and Complications.
- 31 6. Specimens removed.
- 32 7. Anesthesia administered.
- 33 8. Estimated blood loss.

34

35

36 **8.7 Immediate Post-Operative/Procedure Notes**

37
38 Prior to transition of care, at a minimum, an interval operative/procedure note is
39 recorded in the progress notes, outlining the procedure performed.

40 Operative/procedure notes shall include:

- 41 1. Name of primary surgeon and assistant.
- 42 2. Procedure performed.
- 43 3. Description of each finding.
- 44 4. Estimated blood loss.
- 45 5. Specimens removed.

1 6. Postoperative diagnosis.

2 8.8 **Anesthesia Assessment**

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4 For all patients undergoing general, regional, or monitored anesthesia there shall
5 be a pre-anesthesia assessment, an intraoperative anesthesia record, and a post-
6 anesthesia note. The post-anesthesia note shall be completed within forty-eight
7 (48) hours of the completion of anesthesia and prior to discharge home.

8

9 8.9 **Consultations**

10

11 A short summary of the consultation shall be entered into the medical record at
12 the time of completion of the consultation.

13

14 8.10 **An Emergency Department** record shall be completed by the responsible
15 Medical Staff Member within forty-eight (48) hours of patient discharge from the
16 Emergency Department.

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18 8.11 **Obstetrical Record**

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20 The office prenatal record will suffice for an uncomplicated obstetric patient's
21 history & physical as long as it is updated to include pertinent additions to the
22 history and subsequent changes in physical findings at the time of admission. In
23 the absence of a prenatal record, a complete history and physical must be
24 documented. H&P's for healthy term newborns are to be documented on the
25 newborn record.

26

27 8.12 **Discharge Summaries**

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29 All discharge summaries shall be the responsibility of the Attending Physician or
30 his/her designee.

31

32 a. **Content:** A discharge summary shall be documented or dictated upon the
33 discharge or transfer of each hospitalized patient except as provided in
34 subsection 8.13(b) below.

35 1. Reason for hospitalization;

36 2. Summary of hospital course, including significant clinical findings, the
37 procedures performed, and treatment rendered;

38 3. Condition of the patient at discharge;

39 4. Discharge medications, referrals, follow-up appointments, and final
40 diagnosis.

41 5. Discharge disposition.

42

- 1 b. **Short-term Stays:** For encounters with a stay of less than forty-eight (48)
2 hours, including uncomplicated vaginal deliveries and normal newborns, a
3 summation note containing all requirements for a history and physical
4 examination and the discharge summary may be used.
5
6 c. **Death Summary:** A death summary is required on all patients who expired
7 during their hospitalization. Death summaries and shall include:
8 1. Reason for admission;
9 2. Summary of hospital course;
10 3. Final diagnoses including cause of death.
11 d. **Timing:** A Discharge/Death Summary shall be entered in the medical record
12 within five (5) days of discharge, transfer, or death.
13
14

15 8.13 **Diagnostic Reports**
16

17 Diagnostic reports (including but not limited to EKGs, echocardiograms, stress
18 tests, Doppler studies, EEGs, pathology studies, pulmonary function tests, etc.)
19 shall be read and documented by the physician scheduled to provide the
20 interpretation in a timeframe determined by contract or by the appropriate
21 clinical service. Diagnostic tests may be ordered as a stat read. Failure to provide
22 prompt interpretation of diagnostic tests may result in removal from the reading
23 list.
24
25

26 8.14 **Access and Confidentiality**
27

28 Medical records may be accessed for patient care per MHS policy.
29

30 8.15 **Counter-Authentication (Endorsement)**
31

32 8.15-1 Physician Assistants

33 The physician assistant shall identify in the record the supervising attending
34 physician for each encounter. Each clinical event must be documented as soon
35 as possible after its occurrence.
36

37 8.15-2 Nurse Practitioners

38 Except as otherwise delineated in clinical privileges, the nurse practitioner shall
39 identify in the record the supervising attending physician for each encounter.
40 Each clinical event must be documented as soon as possible after its occurrence.
41

42 8.15-3 Medical Students

- a) 1st & 2nd Year- Access to view the patient chart only. May not document in the medical record.
- b) 3rd & 4th Year- Any and all documentation must be endorsed and/or countersigned by the supervising attending physician. Medical students may not enter orders.

8.15-4 Residents and Fellows

Requirements for countersignatures will be established and monitored by specific training programs. Each clinical event must be documented as soon as possible after its occurrence. Appropriate monitoring must be taken by the respective training programs.

8.15-5 Guidelines for Documentation to Support an Evaluation and Management (E&M) Billable Service Involving Participation by Medical Students

Medical students are permitted to document services in the record; however, the teaching provider should follow CMS rules addressing the use of the student's documentation for purposes of billing an E&M service. The teaching provider must verify and personally perform and re-document the physical examination and medical decision making. The teaching provider should not copy/paste or copy forward the physical examination or any medical decision-making activities from the student's documentation.

8.16 Completion of Medical Records – Medical Records, including discharge summaries, should be completed within twenty-one (21) days following discharge. Medical Records shall not be permanently filed until complete, except on the order of the Health Information Management Committee.

8.17 Medical Record Deficiencies– Providers are advised of, and can gain access to, incomplete medical records via the provider's in-basket within the electronic health record.

The Health Information Management Department will notify providers, in writing, of any medical records remaining incomplete sixteen (16) or more days following discharge. Any provider with medical records remaining incomplete over twenty-one (21) days will have his/her privileges suspended the following Wednesday. This is the only written notice the provider will receive.

1 The Health Information Management Department will notify the Chief of Staff
2 and Medical Staff Services of those providers' subject to suspension each
3 Wednesday.

4
5 If a vacation prevents a Medical Staff Member from completing his/her medical
6 records the Member must notify the Health Information Management
7 Department in advance of the vacation; otherwise the suspension will remain
8 in effect until the delinquent medical record is completed. The Medical Staff
9 Member must make every effort to complete his/her medical record
10 deficiencies in advance of vacation.

11
12 If there are extenuating circumstances (defined as illness, extended absences)
13 that prevent the practitioner from completing his/her medical records, the
14 physician or the physician's office must notify the Health Information
15 Management Department.
16
17

18 **ARTICLE IX**

19 **ORDERS**

20 **9.1 General Information**

- 21
22 9.1-1 A physician order is required to admit a patient, place a patient in
23 observation, ambulatory status or to transfer a patient to another
24 physician.
25
26 9.1-2 All orders must be entered and authenticated within forty-eight (48)
27 hours. Admission orders must be authenticated prior to the patient
28 being discharged.
29
30 9.1-3 Whenever possible, orders must be entered by the ordering provider
31 directly into the electronic health record (EHR.)
32
33 9.1-4 If physicians or providers do not have the ability to access the EHR to
34 input orders themselves, or if a delay in accepting the order could
35 adversely affect patient care, telephone/verbal orders may be accepted
36 by appropriate facility personnel see MHS **ORDERS: WRITTEN, PRE-
37 PRINTED, FAXED, VERBAL, TELEPHONED** policy

38 9.1-5. All orders must be reviewed and continued or discontinued when a
39 patient is transferred from one level of care to another (e.g., from
40 the Emergency Department to an inpatient unit, to or from intensive
41 care units, and/or pre and post-surgery). An order entered into Epic

1 will be continued until such time as the order is discontinued or
2 modified.

3 **9.2 Verbal and Telephone Orders**

4 9.2-1 Verbal orders will only be accepted in situations that are potentially life
5 threatening, that hasten medical care in an appropriate emergent
6 condition, or during circumstances in which the provider is physically
7 unable to write the order. A provider gives a verbal order in person to
8 an authorized caregiver.

9 9.2-2 Verbal orders will NOT be accepted for Do Not Resuscitate,
10 chemotherapy or complex medication regimes.

11 9.2-3 Telephone orders may be given in situations intended to eliminate
12 patient discomfort, anxiety or hasten medical care.

13 9.2-4 All telephone orders should adhere to the following process:

- 14 a. The patient for whom the order is being provided will be identified.
15 The provider and the individual qualified to receive the order will
16 ensure that they have identified the same patient for the order by
17 verbally repeating the name and confirming.
- 18 b. The order should be entered at the time received and then read back
19 to the provider who will confirm the accuracy of the order.
- 20 c. When an order is received from other than the provider, document
21 the name of the person relaying the order, the name of the provider
22 and the signature of the individual receiving the order.

23

24 **9.3 Medication Orders: Physician Responsibilities**

25

26 a. Medication Orders will be entered per hospital policy.

27

28

29 **9.4 Home Medications**

30 a. A specific order is required for medications brought into the
31 hospital by a patient.

32 b. Follow facility policies regarding Home Medications-MHS policy
33 *Patient's Own Medications: Use and Storage*

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9.5 Restraint Orders

- a. All episodes of restraint will be in accordance with an order by a physician responsible for the care of the patient and authorized to order restraint or seclusion.
- b. Orders may never be written as standing or PRN orders.
- c. Physician must respond in appropriate time frames for assessments and renewals of restraints. *See MHS policy Restraint and Seclusion.*

9.6 Orders for Surgery

A physician order is needed to obtain a hospital consent for surgery. The order will state the specific procedure to be performed

9.7 Stat Orders

“Stat” or “now” orders should only be used when the Medical Staff Member expects hospital personnel to discontinue all other tasks so that they may execute the order as soon as possible. “Stat” and “now” orders should be reserved for true emergency situations, and should not be used for the convenience of the practitioner. Inappropriate use of “stat” and “now” orders can result in disciplinary action from the MEC.

9.8 Do Not Attempt Resuscitation Orders

- a. DNAR orders must be entered in the electronic medical record and authenticated by a Medical Staff Member. A properly documented no code/AND order must include the medical reasons for the order. Discussion with the patient’s family or with the patient should be documented in the progress note.
- b. All orders not to attempt resuscitation must be written by the physician providing care for the patient. Telephone orders are acceptable only if the attending physician is not readily available to write the order and it must be documented in EPIC by two Registered Nurses who both sign the order.

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ARTICLE X

SURGERY and OTHER PROCEDURES USING ANESTHESIA OR MODERATE AND DEEP SEDATION

This Rule governs responsibilities of physicians performing invasive procedures anywhere in the Hospital including the O.R.

“Surgeon” in this chapter means the physician responsible for performing the invasive procedure.

10.1 Scheduling Physician Responsibilities

10.1-1 Elective Cases

- a. Only the Surgeon or his/her office may schedule elective cases. The scheduling surgeon must specify the procedure and estimate the time required for the procedure.
- b. The surgeon is expected to be available when the case is ready unless notice is provided.

10.1-2 Emergency Cases

- a. Only the Surgeon or his/her office may schedule emergency cases.
- b. Emergency cases take precedence over other procedures and are to be performed as soon as an OR is available.
 - Emergency cases are accommodated either by “bumping” a scheduled case or by opening an additional operating room.
- c. The surgeon should personally request the physician whose case is to be bumped to permit the change.
 - Disputes as to priority or emergency will be adjudicated by Hospital Leadership.

10.2 Pre-Procedure Physician Responsibilities

10.2-2 Assessments

- a. Pre-Operative Diagnosis – Prior to surgical procedures, the physician performing the procedure is responsible for:

- 1 1. Documenting the preoperative diagnosis in the medical
2 record and
- 3 2. Reviewing any relevant results of lab studies, imaging
4 and other diagnostic tests and H&P in the medical
5 record.
- 6 b. Pre-Sedation Assessment – The physician with sedation
7 privileges who orders moderate or deep sedation is
8 responsible for:
 - 9 1. Ensuring appropriate patient assessment immediately
10 prior to sedation,
 - 11 2. Co-signing an assessment performed by another,
 - 12 3. Being present in the room during initiation of moderate
13 or deep sedation administration.
- 14 c. Pre-Anesthesia Assessments must be in accordance with
15 Anesthesiology Department policies and Article VIII of the Rules
16 and Regulations.

17
18 10.2-3 Prior to the start of any invasive procedure, the MHS Policy,
19 *Verification of Correct Patient, Procedure and/or Site/Side Pre-*
20 *Procedure* will be followed.

21 22 23 10.3 **Post-Procedure Physician Responsibilities**

24 10.3-1 Surgical Specimens must be submitted to Pathology in accordance with
25 MHS Policy *Pathology Specimen Management*.

26 10.3-2 Documentation

- 27 a. Comprehensive Post-Operative Progress Report –
28 Documentation requirements are laid out in Chapter VIII of
29 these Rules and Regulations.
- 30
- 31 b. Post-Operative Orders – The surgeon is responsible for
32 documenting post-operative orders.
- 33

34 10.3-3 Post-Surgical Availability

- 35 a. A provider must remain in the facility and readily
36 available until surgical patients are safely in the
37 Recovery Room or directly admitted to an Intensive Care
38 Unit.
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ARTICLE XI

PATIENT DEATH AND DYING

11.1 In-Hospital Death

11.1-1 Notification of next of kin – The Attending Physician is responsible for notifying the family of a patient’s death. Social Services will assist in identifying and contacting the next of kin.

11.1-2 Death Certificate, Cause of Death – Except when the decedent’s body has been referred to the County Medical Examiner, the attending physician who, for purposes of this Rule, is any Physician (including in the ER and Critical Care Units) who actively treated or cared for the patient or who was in charge of the Patient’s care for the illness or condition that resulted in death, shall complete and sign the medical certification of a cause of death within 72 hours of the death. The attending physician must write “pending further examination” when unable to certify cause of death due to pathology report delay.

11.2 Organ Procurement

When death is imminent, physicians should assist the Hospital in making a referral to its designated organ procurement organization before a potential donor is removed from a ventilator and while the potential organs are still viable.

11.3 Autopsy

It is the duty of the attending physician to attempt to secure consent for an autopsy in all cases of unusual deaths, and in cases of medico legal or educational interest. A provisional anatomic diagnosis shall be recorded on the medical record within three (3) days, and the complete autopsy report shall be made part of the medical record within thirty (30) days unless an explanatory note is entered.

ARTICLE XII

DISCLOSURE OF UNANTICIPATED OUTCOMES TO PATIENTS/FAMILIES

12.1 Disclosure of Unanticipated Outcomes to Patients/Families.

1 Medical Staff members are responsible for disclosure of unanticipated
2 adverse events in accordance with MHS policy.

3

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ARTICLE XIII

5

MEDICAL & CLINICAL EDUCATION

6

7 13.1 Supervision

8

9 All Residents and Fellows work under supervision. The Resident staff work under
10 increasing levels of responsibility outlined by their Residency program. The
11 Residency Program and/or Supervising Physician is responsible for providing
12 information to MultiCare regarding Resident Physicians functioning in the
13 hospital.

14

15

16 13.2 Assignment

17

18 Fellows, Residents, and Medical Students may be assigned to the Hospital and its
19 Staff for training and they may attend patients pursuant to the provisions of
20 approved affiliation agreements. The precise definition of such educational
21 programs shall be set forth in written form by each affected service and each
22 service shall be responsible for participants in its approved program. Residents
23 will be licensed Physicians, as appropriate.

24

25

26 13.3 Notification to Patients of Residents Involvement in Care

27

28 Patients will be notified at admission that this is a teaching hospital and that
29 trainees under the supervision of a Staff Preceptor/Attending Physician may
30 render portions of their care. If they decline same, this must be discussed
31 between patient and Attending Physician with resolution prior to Resident and
32 Medical Student care.

33

34

35 13.4 Privileges

36

37 Residents from an accredited ACGME or AOA institution shall require no specific
38 privileging if their practice is to remain within their scope and their Residency
39 area of specialty. All Residents shall have a written description of each rotation
40 experience, goals and objectives.

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43 13.5 Preceptors

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Medical Staff Members must notify the MultiCare’s GME Office of all students they are supervising. Medical students, residents and fellows will be under the supervision of a Preceptor and/or Attending Physician at all times. Preceptor is defined as the Physician who has undertaken to supervise the trainee. Attending is defined as the Physician primarily responsible for the patient from the beginning of the hospital episode. The same Physician may be both the Preceptor and the Attending Physician. The Attending Physician shall be ultimately responsible for all aspects of patient care. All patient care administered by the Medical students, residents and fellows shall be coordinated with the Preceptor and/or Attending Physician. The Preceptor and/or Attending Physician may supervise within their delineated clinical privileges. When a Resident contacts a Preceptor and/or Attending Physician and requests his or her presence to help manage a patient, the Preceptor and/or Attending Physician will respond to this request in an appropriate fashion.

13.6 Care of Patients and Entry in the Medical Record

All patients must be seen at least on a daily basis and that visit recorded in the Medical Record. If the Preceptor and/or Attending Physician are the Primary Physician, then entry of that daily visit by the Preceptor is expected. If the Preceptor and/or Attending Physician are a consultant only on the case, then each visit, daily or not, shall be entered. Progress notes and orders completed by Fellows do not need to be countersigned.

13.7 Ability to Perform Procedures

The Preceptor and/or Attending Physician shall determine the competency of the Resident in specific procedures, within the scope of training of the Resident. Each Service should specify those procedures that require another Surgeon to act as First Assistant, in which case the Resident may act as Second Assistant. The competency of the Resident to first assist on any surgical procedure shall be determined by the Preceptor and/or Attending Physician and be within the scope of training of the Resident. Trainees may participate in deliveries and cesarean sections at the discretion and under the supervision of the Preceptor and/or Attending Physician. Participation of Trainees (with any level of training) in surgery or performing invasive procedures (including first assistant in surgery) will be at the discretion of the Surgeon. Induction of Anesthesia for surgical or obstetrical procedures should not, in general, be initiated prior to the arrival of the Preceptor and/or Attending Physician. Exceptions to this general policy may be made via direct contact between the Attending Physician and the Anesthesiologist.

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13.8 Authority

Patients may be admitted or transferred to a Critical Care Unit by a Resident under the supervision of the Preceptor and/or Attending Physician if the Preceptor is appropriately privileged to provide services in the critical care units. Alternately, an Attending Physician with clinical privileges adequate to provide intensive care services who has agreed to attend the patient may either assume full care or assume responsibilities as Preceptor for the Resident. Medical care within critical care units may only be provided by Residents in conjunction with an appropriately privileged Preceptor and/or Attending Physician. Specifics of care of individual patients will be closely coordinated with the appropriately privileged Preceptor and/or Attending Physician in all circumstances. Nursing staff will carry out Resident and Fellow patient orders. If there is a question on appropriateness of any order or procedure to be performed on the unit, Hospital personnel will verify the order with the Resident/Fellow then, if indicated, directly contact the Preceptor and/or Attending Physician to verify the treatment plan.

13.9 Medical Records

When Residents and Students are actively involved in the care of patients and are making entries in the Medical Record, the Attending Physician should be recording evidence of active participation in supervision of the Resident's and/or Student's patient care in the Medical Record. With the consent of the Attending Physician, Residents may dictate histories and Physicals, discharge summaries, and operative reports. The Preceptor and/or Attending Physician shall co-sign all Resident orders to admit to the hospital for admission and observation care. Completion of the Medical Record is ultimately the responsibility of the Attending Physician. The Residency Director will act as an intermediary to resolve any issues of records delinquency by a Resident.

ARTICLE XIV

14.1 Services

The Medical Staff of Auburn Medical Center shall be comprised of the following Services and corresponding Service Committees, if appropriate:

- a. Adult Medical Services
- b. Anesthesia Services
- c. Credentialing Committee

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- d. Emergency Services
- e. Radiology Services
- f. Surgical Services
- g. Women & Newborn Services

14.2 Service Committee Composition and Officers

14.2-1 Each Medical Staff Service shall have a standing committee. The composition of each Service Committee shall be as follows

- a. Adult Medical Services.** The Committee shall be made up of physician representation from Family Practice, Internal Medicine, Medical Specialties, (i.e. Cardiology, Gastroenterology, Pulmonology, Oncology), Hospitalist, Intensive Care. Additional membership includes MHS representation from nursing, laboratory, respiratory therapy, imaging, pharmacy, clinical informatics and administration.
- b. Anesthesia and Sedation Services.** The Committee shall be made up of physician representation from Anesthesia. Additional membership may include MHS representatives from nursing, laboratory, respiratory therapy, pharmacy, clinical informatics and administration.
- c. Credentialing Committee.** The Committee shall be made up of the Immediate Past Chief of Staff and physician representation appointed by the Chief of Staff or his/her designee. Additional membership includes MHS representation from administration and medical staff services.
- d. Emergency Services.** The Committee shall be made up of physician representation from Emergency Medicine. Additional membership may include MHS representatives from nursing, laboratory, respiratory therapy, pharmacy, clinical informatics and administration.
- e. Radiology Services.** The Committee shall be made up of physician representation from Radiology. Additional membership includes MHS representation from nursing, laboratory, imaging, pharmacy, clinical informatics and administration.

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- f. **Surgical Services.** The Committee shall be made up of physician representation from Anesthesia, Adult and Pediatric Surgical Specialties (i.e. Cardiac, ENT, General, Gynecology, Neuro, Ophthalmology, Orthopedics, Urology, Vascular). Additional members include MHS representatives from nursing, laboratory, imaging, pharmacy, clinical informatics and administration.

- g. **Women and Newborn Services.** The Committee shall be made up of physician representation from Family Practice, Pediatrics and OB/GYN. Additional membership will include MHS representatives from nursing, laboratory, respiratory therapy, pharmacy, clinical informatics and administration.

14.2.2 Officers of the Committee shall include a Chair and Chair-elect. The term of office for the Chair and Chair-elect shall be two calendar years.

14.2-3 If the Chair is unable to complete his/her term, the Chair-elect shall assume the role of Chair and the Committee shall elect a new Chair-elect who shall serve for the remainder of the term.

14.3 Procedures for Selecting Service Committee Officers

14.3-1 Each Service Committee shall nominate at least one person meeting the qualifications for the Chair-elect for the next term.

14.3-2 Each Service Committee shall elect a new Chair-elect by October of each new term. The approved slate shall go to the Governing Body for approval.

14.4 Responsibilities of Service Committees

14.4-1 Each Service Committee and its Officers shall be responsible for:

- a. Oversight, assessment and improvement of the quality of clinical care provided by and professional performance of Members assigned to the Service.

- b. Oversight of the administrative activities of the Service.

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- c. Integrating the activities of the Service with the other Services and committees to maintain and improve the quality of care of MHS patients.
- d. Developing and implementing policies and procedures that guide and support the provision of care in the Service.
- e. Recommending qualified and competent practitioners through the privileging process to provide care in the Service.
- f. Delineating the privileges and the criteria for granting such privileges in the Service.
- g. Participate in quality control and improvement programs, as appropriate and in coordination with the MHS Performance Improvement Plan.
- h. Making recommendations regarding space and other resources needed by the Service.
- i. Making recommendations to the relevant hospital authority with respect to off-site resources needed for patient care services not provided by the Service or MHS.
- j. Providing representation on Service sub-committees and ad hoc committees.
- k. Maintaining and distributing Service Committee minutes.
- l. Providing representation by Chair (or in his/her absence, Chair-elect) on the Medical Executive Committee.
- m. Performing such additional responsibilities as may be delegated by the Medical Executive Committee, Chief of Staff or the President of the Medical Staff.
- n. Service Committees shall meet at least quarterly per year or as defined by the Committee.

ARTICLE XV

PARTICIPATION IN ORGANIZED HEALTH CARE ARRANGEMENT (OHCA)

1 **Purpose:** In order to provide quality patient care in a clinically integrated setting, MHS
2 (including its employed professional staff) and independent Practitioners, AHPs and
3 other health care professionals providing services at the Hospital (collectively, "OHCA
4 Participants") are required to share protected health information for treatment
5 purposes, as well as for a broad range of activities that support and improve their
6 healthcare operations, including without limitation, payment and billing functions,
7 quality improvement initiatives and operations management and planning. The OHCA
8 described herein has been declared and established, in accordance with the HIPAA
9 "Standards for Privacy of Individually Identifiable Health Information" ("Privacy Rules),
10 45 C.F.R. Subtitle A, Subchapter C, Parts 160 and 164, and for the purpose of better
11 serving MHS patients and facilitating the exchange of "protected health information"
12 among MHS, Practitioners, AHPs and other health care professionals providing care at
13 the Hospital.

14

15 **Terms of OHCA Participation:** In accordance with the obligations arising under the
16 Bylaws and these Rules, the OHCA Participants shall participate in the OHCA described
17 herein on the terms set forth in the Bylaws and as set forth below.

18 a. Pursuant to the Privacy Rules, MHS has developed a notice of privacy
19 practices that will be distributed to or made available to the OHCA
20 Participants in accordance with applicable MHS policies ("Privacy Notice")
21 that provides MHS patients with information about the uses and disclosures
22 of patient "Protected Health Information" or "PHI" at MHS. The Privacy
23 Notice indicates to patients that, among other things (i) MHS and the OHCA
24 Participants participate in an OHCA in a clinically integrated setting at the
25 Hospital, and (ii) MHS and the OHCA Participants will share PHI as necessary
26 to carry out treatment, payment and operations relating to the OHCA in
27 accordance with the Privacy Rules. The Privacy Notice, along with the OHCA
28 described herein, shall become effective on the Privacy Rules compliance
29 deadline of April 14, 2003.

30

31 b. The Privacy Notice includes a "joint notice" provision that generally describes
32 the class of separate covered entities to which the Privacy Notice applies for
33 health care delivered at MHS facilities, which class includes the OHCA
34 Participants. MHS and OHCA Participants acknowledge and agree to abide by
35 the terms of the Privacy Notice in connection with the use and disclosure of
36 PHI related to care or other services provided at the Hospital. Through the
37 execution of the appointment and reappointment application form, OHCA
38 Participants agree with MHS to abide by the terms of the Privacy Notice, as it
39 may be revised from time to time by MHS in accordance with these Rules,
40 with respect to PHI created or received by either of them as part of their
41 participation in the OHCA described herein.

42

43 c. MHS may from time to time (prior to and following the Privacy Rules
44 compliance revisions to the Privacy Notice in accordance with applicable

1 MHS policies and such revisions shall be binding on OHCA Participants
2 without further action by MHS or any OHCA Participant.
3

4 d. An OHCA Participant's participation in the OHCA described herein shall
5 terminate automatically to the extent that an OHCA Participant's Privileges at
6 the Hospital are terminated or suspended. Except as described below, no
7 OHCA Participant shall be entitled to voluntarily withdraw from the OHCA
8 described herein while maintaining Privileges at the Hospital. MHS, by
9 amendment to the Bylaws and Rules, reserves the right in its sole discretion
10 to withdraw from and terminate the OHCA described herein.
11

12 e. The OHCA described herein has been established for the sole and limited
13 purpose of meeting the OHCA requirements set forth in the Privacy Rules.
14 OHCA Participants shall exercise medical judgment free of any direction or
15 control by MHS within the areas of such participant's professional
16 competence and the limits established by the Bylaws, and the terms of any
17 employment relationship between MHS and an OHCA Participant or other
18 agreement between an OHCA Participant and MHS. The OHCA described
19 herein shall not be construed to (i) constitute MHS or any independent OHCA
20 Participant as partners, joint ventures, co-owners or otherwise as
21 participants in a joint or common undertaking of any kind whatsoever, or (ii)
22 allow either party to create or assume any obligation on behalf of the other
23 party for any purpose whatsoever. To this end, OHCA Participants shall not
24 be permitted to act on behalf of MHS with respect to MHS' compliance
25 obligations under the Privacy Rules or any other similar law or regulation,
26 including without limitation, the right to (i) agree to restrictions regarding the
27 use PHI or agree to amend PHI or records about an individual maintained by
28 MHS.
29

30 f. OHCA Participants shall be responsible for their respective compliance
31 obligations under the Privacy Rules, the HIPAA "Administrative
32 Simplification" regulations or any other applicable law or regulation,
33 including without limitation the obligation to prepare and use, if applicable,
34 separate notices of privacy practices for medical practices in offices or
35 facilities separate from MHS. Other than as to the limited responsibilities as
36 participants in the OHCA described herein, neither MHS nor any OHCA
37 Participant is undertaking any responsibility whatsoever in relation to
38 compliance obligations of any other covered entity or OHCA Participant
39 under the Privacy Rules or other HIPAA Administrative Simplification
40 regulations.
41

42 g. In accordance with the definition of "business associate" found in 45 C.F.R. §
43 103 of the Privacy Rules, no participant in the OHCA described herein shall
44 become a "business associate" of any other OHCA participant solely through

1 the performance of any function or activity described in such definition on
2 behalf of the OHCA described herein.

- 3
4 h. MHS and OHCA Participants shall comply with all applicable laws, and
5 regulations, including without limitation, state and federal laws and
6 regulations related to health information privacy, security, confidentiality,
7 consent, access and disclosure, including the Privacy Rules and Washington
8 Uniform Health Information Act, RCW Chapter. 70.02.
9

10
11 **ARTICLE XVI**

12 **CONFLICT BETWEEN RULES AND BYLAWS**

13 In the event of a conflict between the Medical Staff Bylaws and the Rules, the Bylaws
14 shall prevail.
15

16
17 **ARTICLE XVII**

18 **17.1 Adoption and Amendment**

19 These Rules may be adopted, amended or repealed upon a recommendation and
20 approval of the Medical Executive Committee and approval of the Governing
21 Body. Further, in recognition of the ultimate legal and fiduciary responsibility of
22 the Governing Body, the organized Medical Staff acknowledges, in the event the
23 Staff unreasonably fails to exercise its responsibility and after notice from the
24 Governing Body to such effect, including a reasonable period of time for response,
25 the Governing Body may impose conditions on the Medical Staff that are required
26 for continued State licensure, approval by accrediting bodies or to comply with a
27 court judgment. In such event, the Governing Body in its actions shall carefully
28 consider Medical Staff recommendations and views.
29

30
31 **17.2 Technical and Editorial Amendments**

32 The Medical Executive Committee shall have the power to adopt such
33 amendments to the Rules as are, in its judgment, technical modifications or
34 clarifications, reorganization or renumbering of the Rules, or amendments made
35 necessary because of punctuation, spelling, or other errors of grammar or
36 expression, or inaccurate cross- references. Such amendments shall be effective
37 immediately and shall be permanent if not disapproved by the Medical Executive
38 Committee or the Governing Body.
39

40
41 **17.3 Approval**

42 These Rules of the Medical Staff of Auburn Medical Center were approved by the
43 Governing Body on pursuant to Medical Staff recommendations based on
44 affirmative vote of the Medical Executive Committee, to be effective January 29th

- 1 2018 in full substitution and replacement for any and all previous Rules of Auburn
- 2 Medical Center Medical Staff.