



MEDICAL BOARD OF CALIFORNIA
Licensing Program



December 31, 2013

TO: ACCREDITED OUTPATIENT SURGERY SETTINGS
OUTPATIENT SURGERY SETTINGS ACCREDITATION AGENCIES

SUBJECT: NEW CALIFORNIA LAW AMENDS ADVERSE EVENT REPORTING
REQUIREMENTS

Governor Edmund G. Brown Jr. signed into law Senate Bill (SB) 304 (Lieu, Chapter 515, Statutes of 2013), which requires an outpatient surgery setting, accredited pursuant to Section 1248.1 of the Health and Safety Code, to report an adverse event to the Medical Board of California (Board). This change in adverse event reporting requirements will take effect January 1, 2014.

Prior to the passage of SB 304, these accredited outpatient surgery settings were required to report adverse events, as defined in California Health and Safety Code (HSC) Section 1279.1, to the California Department of Public Health.

Beginning, January 1, 2014, an accredited outpatient surgery setting will be required to report adverse events, as defined in HSC Section 1279.1, to the Board:

- no later than five days after the adverse event has been detected; or
- if that event is an ongoing urgent or emergent threat to the welfare, health, or safety of patients, personnel, or visitors, no later than 24 hours after the adverse event has been detected.

The Board has established the "ADVERSE EVENT REPORTING FORM FOR ACCREDITED OUTPATIENT SURGERY SETTINGS" (enclosed) to be completed and submitted to the Board to fulfill this new reporting requirement as specified in Business and Professions Code Section 2216.3. This form can also be found on the Board's website at:

http://www.mbc.ca.gov/outpatient_adverse_event_form.pdf.

If an accredited outpatient surgery setting fails to report an adverse event, the Board may assess a civil penalty in an amount not to exceed one hundred dollars (\$100) for each day that the adverse event is not reported following the initial five-day period or 24-hour period, as applicable.

For further assistance, please contact David Ruswinkle at (916) 263-2493 or David.Ruswinkle@mbc.ca.gov. Please feel free to share this information with other interested parties. The full text of SB 304 and its specific reporting requirements are available online at:

http://www.leginfo.ca.gov/pub/13-14/bill/sen/sb_0301-0350/sb_304_bill_20131003_chaptered.pdf.

This letter can also be found on the Board's website at: www.mbc.ca.gov.

Sincerely,

Curtis J. Worden
Chief of Licensing
Medical Board of California

Enclosure