

## Physician Office Surgery Registration and Standards

The Florida Department of Health and the Florida Board of Medicine have the authority to regulate physician office surgery. The Department registers and inspects certain office surgery facilities. The Board of Medicine sets the standards of care and practice for physicians in office surgery settings.

### Registration and Inspection-

- The physician must register with the Department if that physician performs liposuction procedures in which more than 1,000 cubic centimeters of supernatant fat is removed, level 2 procedures lasting more than 5 minutes, and all level 3 surgical procedures in an office setting unless that office is licensed as a facility under chapter 395 (**Section 458.309, F.S.**).
- Every office as defined in Sections 458.309(3) and 459.005(2), F.S., must register and maintain a valid registration with the Department, and pay a registration fee of \$150 (**Rule 64B-4.003, F.A.C.**).
- Every physician who performs liposuction procedures where more than 1,000 cubic centimeters of supernatant fat is removed, Level II surgical procedures in Florida with a maximum planned duration of more than five (5) minutes or any Level III office surgery must register. The physician must register every location where the physician performs these procedures (**Rule 64B8-9.0091, F.A.C.**).
  - Physicians performing Level I office surgery, Level I office surgery liposuction procedures where up to 1,000 cubic centimeters for supernatant fat is removed, or Level II procedures lasting less than 5 minutes do not have to register with the Department and are not required to be inspected or accredited.
- The Department inspects certain office surgery settings unless they are accredited by a nationally recognized accrediting agency or accrediting agency recognized by the Board (**s. 456.069, F.S.** also gives the Department inspection authority).
- An inspection fee of \$1500 shall be paid annually for locations required to be inspected (**Rule 64B-4.002, F.A.C.**).
- Every office surgery facility must submit to an annual inspection by the Department unless the office facility is currently accredited by the American Association for Accreditation of Ambulatory Surgery Facilities (AAAASF), Accreditation Association for Ambulatory Health Care (AAAHC), or the Joint Commission on Accreditation of Healthcare Organizations (JCAHO) (**Rule 64B-9.0091, F.A.C.**).

### Standards of Practice-

- **Sections 458.309, and 458.331(1)(v), F.S.** give the Board the authority to establish by rule standards of practice and standards of care in particular practice settings (ss. 459.005, and 459.015(1)(z) are the Osteopathic versions).

- **Rule 64B8-9.9009, F.A.C.**, is the Board of Medicine rule that sets the Standard of Care for Office Surgery (Rule 64B15-14.007, F.A.C. is the Osteopathic version).
- The Board defines office surgery and office surgery levels, and sets the general requirements for office surgery including requirements of the surgeon and requirements for anesthetic monitoring.
- All physicians performing office surgery must be qualified by education, training, and experience to perform any procedure the physician performs in the office surgery setting.
- The Board defines the scope of office surgery into Level I, II, IIA, and III office surgery.
  - This includes the listed equipment, medication, and supplies required for each level.
- Each surgeon and anesthetic provider is held to these standards regardless of registration status.
- These standards do not preclude the surgeon or anesthesia provider from meeting the prevailing professional standard of care.