



EMTALA Update 2023 Webinar Series

To register online, visit www.okoha.com/educationcalendar.

Dec. 5 and Dec. 12, 2023

Both sessions are 9-11 a.m.

Target Audience: CNO, COO, DON, nurse leaders, physician leaders, quality improvement, human resources, compliance, organizational leaders

Speaker: Laura A. Dixon, BS, JD, RN, CPHRM, Risk Management and Safety expert

Overview

Every hospital that has an emergency department and accepts Medicare and Medicaid payment must follow federal law and the Center for Medicare and Medicaid Services (CMS) Conditions of Participation (CoPs) Interpretive Guidelines on the Emergency Medical Treatment and Labor Act (EMTALA).

Hospitals without emergency departments must comply with EMTALA if they have specialized capabilities. For example, EMTALA can impact obstetrical patients and behavioral health patients. CMS made changes to include the Born-Alive Infant Protection Act with an updated survey memo on the issue.

This two-part webinar will cover the regulations and interpretive guidelines regarding EMTALA. The sessions will cover all 12 sections, tag numbers, and an additional section for on-call physicians and the shared and community care plan process.

The series will include a discussion of a case that has created an enormous expansion of hospital and practitioner liability under federal law. The case, *Moses v. Providence Hospital and Medical Centers, Inc.*, No. 07-2111 (6th Cir. April 2009), overruled the CMS regulation that EMTALA obligations end when the hospital admits the patient in good faith. The case illustrates the importance of understanding the role that case law has in the outcome of EMTALA litigation.

These programs will also discuss a recent case against a hospital, the largest EMTALA settlement of 1.2 million dollars. It is anticipated that health care will see larger EMTALA fines and more activity because of the higher fines and the Office of Inspector General (OIG) final changes. These changes are not in the CMS CoPs and will be reviewed in this webinar.

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Learning Objectives

- Recognize EMTALA as a frequently cited deficiency for hospitals.
 - Recall that CMS has a manual on EMTALA that all hospitals that accept Medicare must follow.
 - Recite the requirement that hospitals must maintain a central log.
 - Discuss the hospital's requirement to maintain a list of the specific names of physicians who are on call to evaluate emergency department patients.
 - Describe the CMS requirements on what must be in the EMTALA sign.
 - Recall the hospital's requirements regarding a minor who is brought to the ED by a nonparent for a medical screening exam.
 - Discuss when the hospital must complete a certification of false labor.
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Cancellation Policy

The registration fee, less a \$60 service charge, is refundable if notice is received before 4:00 p.m. five (5) business days prior to the program. No refunds will be issued for cancellations received after 4:00 p.m. five business days prior to the program. The cancellation/refund policy applies to registrations that indicate payment is being mailed prior to the program. No refunds will be issued for those who do not comply with this policy and the full registration amount will be due and owed to OHA.

Substitutions and Transfers

Registrants unable to attend may designate an alternate. Report substitutions to Amanda Bowen at abowen@okoha.com or Mary Winters at winters@okoha.com prior to the program. Transfers from one OHA educational program to another are not permitted.

Connecting to the Program

After you register for the program(s), you will receive a confirmation notice from OHA. Login instructions for online programs/webinars will be emailed 1-2 days prior to the program. If the program is recorded, each registrant will receive a copy, when it is available.

If you have not received a confirmation email 24 hours prior to the program, please email Amanda Bowen at abowen@okoha.com to confirm your registration has been received.



EMTALA Update 2023 Webinar Series (EMTALA1223)

To register online, visit www.okoha.com/educationcalendar.

Registration fee: \$400 for the series per OHA member hospital location
\$800 for the series per non-member

The registration fee is per hospital location. Multiple connections will be allowed.

Online Registration:

Visit www.okoha.com/educationcalendar and select the meeting title.

First-time online registrants may email mia@okoha.com to be assigned a user ID and password.

Fax or Email Registration:

Complete the form below and return to OHA by fax at (405) 424-4507 or email abowen@okoha.com.

Please register one contact person who will forward access information to other participants.

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Check in the amount of \$_____ payable to OHERI.

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