

**Indiana Department of Health
Consumer Services and Health Care Regulatory Commission
Division of Acute Care and Continuing Care**

Standing Waiver: Admitting Privileges Requirement

IDOH CSHCRC: Program Advisory Letter

Number: **AC-2026-01 ASC**

Effective Date: July 1, 2026

Created: July 1, 2026

Cancels: None

Reviewed: n/a

Revised: n/a

PROGRAM ADVISORY SUMMARY

- **Effective Date: July 1, 2026**
- **The requirement at 410 IAC 15.2-4-1(e)(4) requiring all physicians, dentists and podiatrists performing surgery in the center maintain admitting privileges at one (1) or more hospitals in the same county or in an Indiana county adjacent to the county in which the center is located is hereby waived.**

Background:

The Centers for Medicare and Medicaid Services (CMS) made changes to the Conditions of Coverage for Ambulatory Surgical Centers that eliminated the requirement for providers to have surgical privileges in a local hospital.

In the 2025 session of the Indiana General Assembly, the definition of an Ambulatory Outpatient Surgical center was modified to eliminate the requirement for surgical privileges.

Without the requirement for surgical privileges, the need for admitting privileges becomes moot.

410 IAC 15.2-4-1(e)(4) requires the center to maintain a written agreement with one (1) or more hospitals for the immediate acceptance of patient who develop complications or require postoperative confinement AND all physicians, dentists and podiatrists performing surgery in the center maintain admitting privileges at one (1) or more hospitals in the same county or in an Indiana county adjacent to the county in which the center is located.

Waived provision:

Effective July 1, 2026, all physicians, dentists and podiatrists performing surgery in the center will not be required to maintain admitting privileges at one (1) or more hospitals in the same county or in an Indiana county adjacent to the county in which the center is located.

Non-waived provision:

The following remains: ASCs must still have a written agreement with a hospital to accept patients quickly if complications occur.

Questions about this program advisory letter may be addressed to Jennifer Hembree, Program Director, (317) 232-3095, email: jhembree@health.in.gov or Randy Snyder, Division Director, (317) 233-1286, email: rsnyder1@health.in.gov.

Approved by:

/s/

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