## HEALTH CARE ENTITIES REGULATED BY THE

## HEALTH FACILITIES AND EMERGENCY MEDICAL SERVICES DIVISION

**Revised: 12/18/12**

*The table below indicates the providers that:*
- *must be licensed by the state prior to providing services; and*
- *are surveyed by the Division for the purposes of Medicare and/or Medicaid certification.*

| Health care entity type | State licensure required? | Does the Division conduct surveys for: | |
|---|---|---|---|
| | | Medicare certification? | Medicaid certification? |
| Acute treatment unit | Yes[1] | No | No |
| Ambulatory surgical center | Yes | Yes | No |
| Assisted living residence | | | |
| Private pay facility | Yes | No | No |
| Alternative care facilities | Yes | No | Yes |
| Residential treatment facility (RTF) - Adult | Yes[2] | No | No |
| Birth center | Yes | No | No |
| Clinic | | | |
| Community clinic/community emergency center | Yes | No[3] | No[3] |
| Mental health center | Yes | No | No[4] |
| Rural health clinic | No | Yes[5] | No |
| Comprehensive outpatient rehabilitation facility | No | Yes | No |
| Convalescent center | Yes | No | No |
| Developmentally disabled (DD) facility | | | |
| Community residential home/group home | Yes | No | Yes[6] |
| Intermediate care facility (ICF/DD) | Yes | No | Yes |

[1] ATUs are subject to program approval by the Department of Human Services.
[2] ALR-RTFs are subject to program approval by the Department of Human Services.
[3] Community clinics may be certified as rural health clinics and may also be Medicare/Medicaid approved by CMS as provider based.
[4] Mental health center certification inspections are conducted by the state Department of Human Services.
[5] Rural health clinics may also be approved by CMS as provider based.
[6] DD group home certification inspections are conducted by both the Colorado Department of Public Health and Environment and the Department of Human Services (DHS). Program approvals are conducted by DHS.

| Health care entity type | State licensure required? | Does the Division conduct surveys for: | |
|---|---|---|---|
| | | Medicare certification? | Medicaid certification? |
| Dialysis treatment clinic (also End stage renal dialysis) | Yes | Yes | No |
| Health maintenance organization | Yes[7] | No[8] | No[9] |
| Home and community based services (HCBS) | *Note: The following HCBS programs do not need to be licensed as a home care agency.* | | |
| Adult day – Brain injury | No | No | Yes |
| Adult Day – Elderly, blind and disabled; Mentally Ill and Persons living with Aids | No | No | Yes |
| Behavioral programming *{conducted outside of the consumer's home}* | No | No | Yes |
| Children with autism services *{conducted outside of the patient's home}* | No | No | Yes |
| Day treatment – Brain injury | No | No | Yes |
| Home care agency | | | |
| Medical: agencies with nursing **and** one other skilled service (e.g., CNA, PT, OT, ST or SW) | Yes | Yes | Yes |
| Medical: agencies that have skilled service(s) but do **not** have nursing | Yes | No | No |
| Non-medical home care services | Yes | No | Yes[10] |
| Outpatient rehabilitation services: physical therapy, speech pathology services *(provided in consumer's home and not certified as an outpatient therapy clinic)* | Yes | No | No |
| Home care placement agency | No[11] | No | No |
| Hospice | Yes | Yes | Yes |

[7] The Division of Insurance, within the state Department of Regulatory Agencies, licenses HMOs. As part of the licensure process, the Colorado Department of Public Health and Environment is responsible for determining that HMOs meet certain minimum quality care standards.
[8] Medicare Advantage services are certified by the Centers for Medicare and Medicaid Services (CMS).
[9] Medicaid services are certified by the state Department of Health Care Policy and Financing.
[10] Non-Medical Home Care Agencies include two programs that can be certified by the Home and Community Based Services (HCBS) Medicaid waiver, specifically: 1) Personal Care/Homemaker – Elderly, Blind and Disabled; Mentally Ill and Persons Living with AIDs; Brain Injury; and 2) In Home Support Services (IHSS) – Elderly, Blind and Disabled.
[11] Although home care placement agencies are not subject to licensure, they are required to register with the Department.

| Health care entity type | State licensure required? | Does the Division conduct surveys for: | |
|---|---|---|---|
| | | Medicare certification? | Medicaid certification? |
| Hospital | | | |
| Critical access | Yes[12] | Yes | Yes |
| General/Short term | Yes | Yes | Yes |
| Long-term care | Yes[13] | Yes | Yes |
| Psychiatric | Yes | Yes[14] | Yes[14] |
| Rehabilitation | Yes | Yes | Yes |
| Hospital unit | Yes | Yes[15] | Yes[15] |
| Nursing home | | | |
| Long-term care facility | Yes | Yes | Yes |
| Transitional care unit (aka Extended care facility) | Yes | Yes | Yes |
| Outpatient rehabilitation services: physical therapy, speech pathology services *(if CMS certified, it may provide therapy in patient's home without a home care license)* | No | Yes | Yes |
| Portable x-ray services | No | Yes | Yes |
| Psychiatric residential treatment facility - pediatrics | No | No | Yes |

[12] Critical access hospitals are licensed as general hospitals and federally certified as critical access hospitals.
[13] Long term care hospitals are licensed as general hospitals and federally certified as long term care hospitals.
[14] Psychiatric hospitals are Medicare/Medicaid certified through a two-step process, as follows. Step 1: certification as an acute care hospital – the survey is conducted by state surveyors from the Health Facilities and Emergency Medical Services Division. Step 2: certification as a psychiatric hospital – the survey is arranged by CMS and scheduled at least 6 months after the acute care hospital certification.
[15] Hospital units may Medicare/Medicaid approved by CMS as provider based.