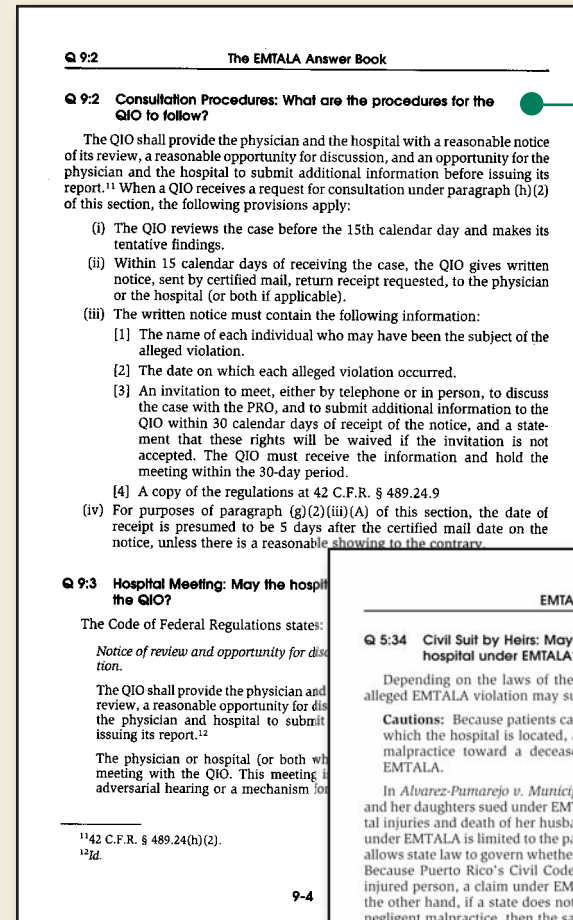
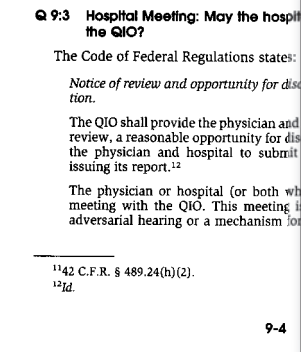


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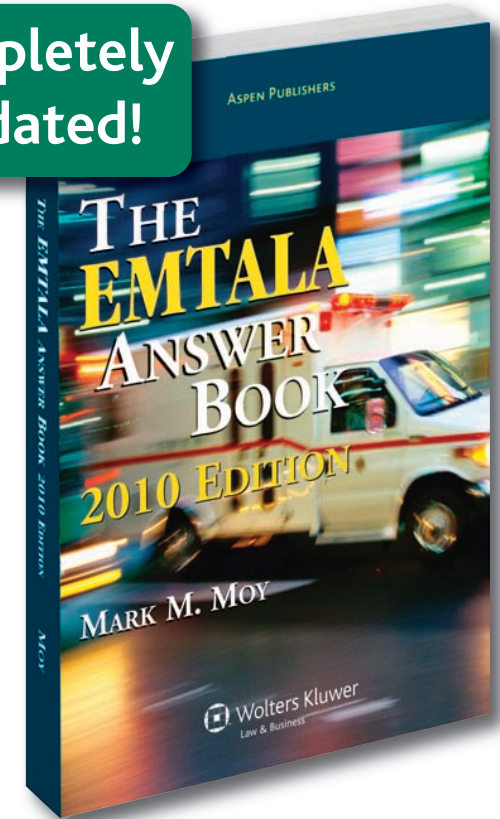
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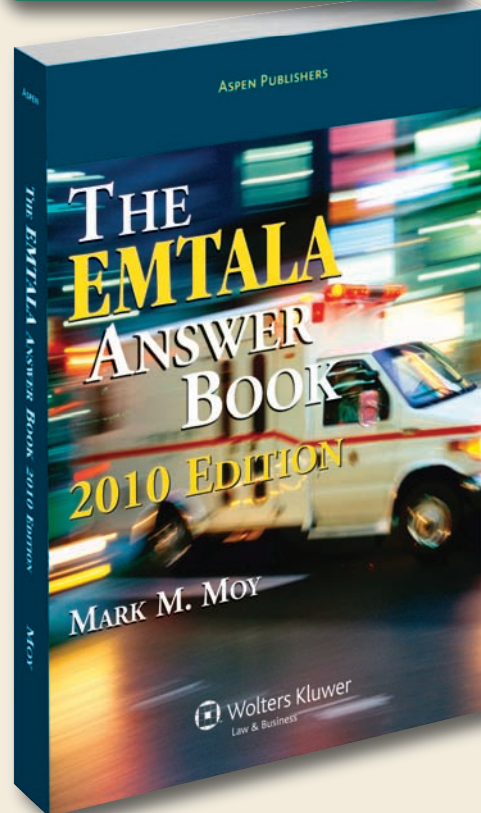
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About the Author

Mark M. Moy, MD, MJ, FAAFP, FACEP, is a full-time emergency physician at Hinsdale Adventist Hospital, LaGrange Adventist Hospital, and Bolingbrook Adventist Hospital in Illinois. His in-depth understanding of the realities of emergency medicine and his day-to-day encounters with EMTALA requirements make him uniquely qualified to guide you clearly, wisely, and safely through the law.



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The EMTALA Answer Book, 2010 Edition HIGHLIGHTS OF CONTENTS

The EMTALA Technical Advisory Group

The Legislative History of EMTALA

The Medical Screening Examination Requirement

- What elements should a medical screening examination possess?
- Which hospitals must comply with EMTALA?
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- Does EMTALA apply to illegal immigrants?
- What does "comes to the emergency department" mean?
- What is the definition of "dedicated emergency department"?
- Does EMTALA apply to inpatients?
- Must a patient prove discrimination for EMTALA liability?
- What are the EMTALA waivers during a public health emergency?
- Who can perform the medical screening examination?
- What if a hospital lacks a formal dedicated emergency department?
- Can an emergency department delay EMTALA obligations by "parking" patients in the emergency department?

- How does the Born-Alive Infants Protection Act (BAIPA) impact EMTALA?
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- Can payment to on-call physicians violate the anti-kickback statute?
- Can a hospital compensate on-call physicians specifically for treating patients who are indigent or uninsured?

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- What are the procedures for the QIO to follow?
- What are the reporting requirements for the QIO?
- Are physicians and/or hospitals entitled to review the QIO report?

EMTALA Preemption

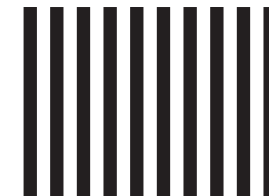
- What is EMTALA's preemption clause?
- Can EMTALA abrogate a state's sovereign immunity?
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- Does a state's cap on medical malpractice awards apply in EMTALA verdicts?

Appendices

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- State Operations Manual: Provider Certification
- Glossary
- Office of Inspector General-EMTALA
- EMTALA Compliance Checklist

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