

EMTALA REQUIREMENTS

- The Hospital must provide a medical screening exam by a qualified medical person to determine whether a patient has an emergency medical condition (EMC)
- For patients with an EMC, the Hospital must provide stabilizing treatment or an appropriate transfer regardless of ability to pay
- If the ED physician requests, the on-call physician or his/her designee (as permitted), must appear in person to assist in stabilizing a patient
- EMTALA ends when:
 - Physician determines there is no EMC
 - EMC is stabilized
 - Individual is admitted to an inpatient bed
 - Individual is appropriately transferred
- A Hospital can transfer a patient with an EMC only:
 - When the hospital does not have the capability or capacity to stabilize the EMC and the physician certifies the benefits of transfer outweigh the risks; OR
 - When the individual requests a transfer