

By the Committees on Banking and Insurance; Health, Aging and Long-Term Care; and Senators Clary, Brown-Waite, Klein and Campbell

311-2074-02

1                                   A bill to be entitled  
2           An act relating to certificates of need;  
3           amending s. 408.043, F.S.; providing criteria  
4           for review of a certificate-of-need application  
5           for establishment of an adult open heart  
6           surgery program in a county in which none of  
7           the hospitals has an existing or approved adult  
8           open heart surgery program and another program  
9           is not located nearby; providing an effective  
10          date.

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12 Be It Enacted by the Legislature of the State of Florida:

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14           Section 1. Subsection (5) is added to section 408.043,  
15 Florida Statutes, to read:

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408.043 Special provisions.--

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18           (5) OPEN HEART SURGERY.--When an application is made  
19 for a certificate of need to establish an adult open heart  
20 surgery program in a county in which none of the hospitals has  
21 an existing or approved adult open heart surgery program and  
22 there is no existing or approved program located within 30  
23 miles, need shall be evaluated under special circumstances to  
24 promote reasonable access to such a program within the county.  
25 The criteria on which the certificate of need is reviewed in  
26 such circumstances shall favor approval in those counties that  
27 can support a designated minimum projected volume of residents  
28 discharged with a principal diagnosis of ischemic heart  
29 disease. County-specific need identified under these  
30 circumstances shall exist independently of and in addition to  
31 any district need identified under the standard numeric need  
formula.

1           Section 2. This act shall take effect upon becoming a  
2 law.

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4                   STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN  
5                   COMMITTEE SUBSTITUTE FOR  
6                   CS for SB 698

7 Deletes the provision which exempted from Certificate-of-Need  
8 (CON) review requirements specified acute care beds and  
9 neonatal intensive care unit beds in hospitals that met  
10 certain occupancy criteria.

11 Deletes the provision which exempted from CON review specified  
12 projects that are currently subject to an expedited CON  
13 review.

14 Revises criteria relating to an adult open heart surgery  
15 program by creating special circumstances provisions in the  
16 CON review process for a hospital applying for such a program  
17 in a county in which none of the hospitals has an existing or  
18 approved adult open heart surgery program and there is no  
19 existing or approved program located within 30 miles.  
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