



520418

LEGISLATIVE ACTION

Senate

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House

The Committee on Health Policy (Harrell) recommended the following:

Senate Amendment (with title amendment)

Delete lines 440 - 448

and insert:

Section 13. Effective upon this act becoming a law:

(1) The Agency for Health Care Administration may not initiate a review cycle or accept letters of intent or applications for the issuance of a certificate of need for the new construction or establishment of a freestanding hospital.

(2) The agency shall issue a certificate of need to any



11 pending applicant for a certificate of need for the new
12 construction or establishment of a freestanding general
13 hospital:

14 (a) With 80 or more beds;

15 (b) With intensive care, progressive care, and medical-
16 surgical beds;

17 (c) With an onsite emergency department that will be
18 operational 24 hours per day, 7 days per week; and

19 (d) Whose application for a certificate of need has been
20 approved by the agency, regardless of the litigation status of
21 the application.

22 (3) For any pending applicant for a certificate of need for
23 the new construction or establishment of a freestanding hospital
24 that does not meet the criteria in subsection (2), sections
25 395.0191, 395.1055, 395.6025, 408.032, 408.034, 408.035,
26 408.036, 408.037, 408.039, and 408.043, Florida Statutes (2018),
27 and any rules adopted thereunder remain in effect until such
28 time as the agency has either issued the applicant a certificate
29 of need or has denied the application and all appeals of the
30 denial have been exhausted.

31 Section 14. Except as otherwise expressly provided in this
32 act and except for this section, which shall take effect upon
33 this act becoming a law, this act shall take effect July 1,
34 2019.

35
36 ===== T I T L E A M E N D M E N T =====

37 And the title is amended as follows:

38 Delete lines 43 - 44

39 and insert:



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40 hospitals; prohibiting the agency from initiating a
41 review cycle or from accepting letters of intent or
42 applications for the issuance of certificate of need
43 for the new construction or the establishment of a
44 freestanding hospital; requiring the agency to issue
45 such a certificate of need to certain applicants,
46 regardless of litigation status; providing
47 applicability; providing effective dates.