

HB 1717 -- Certificate of Need

Sponsor or Co-Sponsors: Foley, Johnson (61), Berkstresser, Green (73), Kelly (27), Fraser, Abel, Thompson, Dempsey, Curls

Same as or similar to: HB 715 Year: 2001

Emergency Clause: No or Effective Date of:No

Use Summary For: HB 715 Version: P, Year: 2001,

Verbatim: No

Modify above as follows:

This bill makes numerous changes and additions to the Missouri Certificate of Need Law. The bill:

(1) Requires that the Director of the Department of Health hire and supervise the clerical and administrative support staff of the Health Facilities Review Committee;

(2) Adds long-term care beds in specified hospitals and certain long-term care hospitals to the definition of "health care review facilities";

(3) Sets forth certain requirements for the Health Facilities Review Committee in the review certification process. The requirements involve notifying applicants for review certification, conducting public hearings, issuing written findings, and reviewing specified issues when determining whether to grant certification;

(4) Requires individuals who propose the development of a new institutional acute care service or first-time service to submit a letter of intent to the committee 30 days before filing an application, and requires that an application fee be paid for each application for review certification;

(5) Allows an applicant to file an appeal within 30 days of the committee's decision and for the appeal to be heard de novo by the administrative hearing commissioner. It also establishes the venue for subsequent appeals;

(6) Requires individuals who propose to develop or offer a new institutional acute care service or who propose a first-time service to obtain a review certification from the committee prior to offering these services;

(7) Requires that a review certification be obtained when there is a proposal to add new beds to an existing hospital;

(8) Requires review certification for the renovation or replacement of a current location when the cost is more than \$10 million;

(9) Requires the Health Facility Review Committee's consent for project cost increases in excess of 10% over the initial

estimate;

(10) Requires applicants who have been granted a review certification to provide periodic reports to the committee until the project is completed;

(11) Requires acute care facilities to have a review certification in order to be licensed by the state or to be granted or appropriated funds;

(12) Allows skilled nursing facilities to be authorized to receive Medicaid reimbursement on behalf of residents who have resided in the facility for 90 days before becoming eligible for Medicaid; and

(13) Removes the sunset provision from certificate of need laws.

New summary as follows:

Amy V.