

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

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SENATE BILL 698
House Committee Substitute Favorable 9/24/15

Short Title: Legacy Medical Care Facility/CON Exempt.

(Public)

Sponsors:

Referred to:

March 30, 2015

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR CERTAIN EXEMPTIONS UNDER THE CERTIFICATE OF
3 NEED LAW.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 131E-176 is amended by adding a new subdivision to read:

6 "(14f) "Legacy Medical Care Facility" means an institution that meets all of the
7 following requirements:

8 a. Is not presently operating.

9 b. Has not continuously operated for at least the past six months.

10 c. Within the last 24 months:

11 1. Was operated by a person holding a license under
12 G.S. 131E-77; and

13 2. Was primarily engaged in providing to inpatients, by or under
14 supervision of physicians, (i) diagnostic services and
15 therapeutic services for medical diagnosis, treatment, and
16 care of injured, disabled, or sick persons or (ii) rehabilitation
17 services for the rehabilitation of injured, disabled, or sick
18 persons."

19 **SECTION 2.** G.S. 131E-184 is amended by adding a new subsection to read:

20 "(h) The Department shall exempt from certificate of need review the acquisition or
21 reopening of a Legacy Medical Care Facility. The person seeking to operate a Legacy Medical
22 Care Facility must give the Department written notice (i) of its intention to acquire or reopen a
23 Legacy Medical Care Facility and (ii) that the hospital will be operational within 36 months of
24 the notice."

25 **SECTION 3.** This act is effective when it becomes law.



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