

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

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HOUSE BILL 743*

Short Title: Equal Treatment Under SMFP. (Public)

Sponsors: Representatives Steen, Current, Glazier, and Torbett (Primary Sponsors).
For a complete list of Sponsors, see Bill Information on the NCGA Web Site.

Referred to: Health and Human Services.

April 7, 2011

1 A BILL TO BE ENTITLED
2 AN ACT TO ENSURE EQUAL TREATMENT OF HEALTH SERVICE APPLICANTS
3 UNDER THE STATE MEDICAL FACILITIES PLAN.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 131E-183(b) reads as rewritten:

6 (b) The Department is authorized to adopt rules for the review of particular types of
7 applications that will be used in addition to those criteria outlined in subsection (a) of this
8 section and may vary according to the purpose for which a particular review is being conducted
9 or the type of health service reviewed. ~~No such rule adopted by the Department shall require an~~
10 ~~academic medical center teaching hospital, as defined by the State Medical Facilities Plan, to~~
11 ~~demonstrate that any facility or service at another hospital is being appropriately utilized in~~
12 ~~order for that academic medical center teaching hospital to be approved for the issuance of a~~
13 ~~certificate of need to develop any similar facility or service. All such rules, and all policies and~~
14 need determinations in the State Medical Facilities Plan, shall apply equally to all applications
15 for a particular type of health service."

16 **SECTION 2.** This act is effective when it becomes law.

