By Senator Childers

1-1698-00

1	A bill to be entitled
2	An act relating to health care; amending s.
3	408.039(5), F.S.; providing that hospitals may
4	initiate or intervene in administrative
5	proceedings involving the issuance or denial of
6	a certificate of need for an organ
7	transplantation program within the same service
8	planning area upon a showing that an
9	established organ transplantation program at
10	the hospital will be affected by the
11	certificate of need; providing an effective
12	date.
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14	Be It Enacted by the Legislature of the State of Florida:
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16	Section 1. Present paragraph (e) of subsection (5) of
17	section 408.039, Florida Statutes, is redesignated as
18	paragraph (f) and a new paragraph (e) is added to that
19	subsection, to read:
20	408.039 Review process.--The review process for
21	certificates of need shall be as follows:
22	(5) ADMINISTRATIVE HEARINGS.--
23	(e) A hospital may initiate or intervene in an
24	administrative proceeding involving the issuance or denial of
25	a certificate of need for an organ transplantation program
26	upon a showing that an established organ transplantation
27	program at the hospital will be substantially affected by the
28	issuance of the certificate of need to a competing program or
29	facility within the same service-planning area delineated
30	under rules adopted by the Agency for Health Care
31	Administration.

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

2 law.

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5   SENATE SUMMARY

6 Allows a hospital to initiate or intervene in
   administrative proceedings involving certificates of need
7 for organ transplantation programs under specified
   circumstances.

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CODING: Words ~~stricken~~ are deletions; words <u>underlined</u> are additions.