By Representatives Harrell, McGriff, Jennings, Bilirakis, Kendrick and Alexander

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

1   ***

2   HOUSE SUMMARY

3
     Provides that a hospital may intervene in administrative
4   proceedings involving the issuance or denial of a
     certificate of need for an organ transplantation program
5   within the same service planning area upon a showing that
     an established organ transplantation program at the
6   hospital will substantially be affected by the issuance
     of the certificate of need.
7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

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