

Bill No. SB 968

Amendment No.      Barcode 092100

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Senator Geller moved the following amendment to substitute amendment (680820):

**Senate Amendment**

On page 2, line 23, through  
page 3, line 23, delete those lines

and insert:

Section 2. Paragraphs (r) and (s) are added to subsection (3) of section 408.036, Florida Statutes, to read:

408.036 Projects subject to review.--

(3) EXEMPTIONS.--Upon request, the following projects are subject to exemption from the provisions of subsection (1):

(r) For the provision of adult open heart surgery services in a hospital, the request for an exemption must comply with the following criteria:

1. The hospital must have at least 390 licensed beds as of the date of the exemption request.

2. The hospital shall demonstrate, for the 12-month period ending 1 month prior to the date of the exemption

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1 request, at least 400 admissions to the hospital through its  
2 emergency room of patients with the primary diagnosis of acute  
3 myocardial infarction, and the performance of at least 1,000  
4 diagnostic and therapeutic cardiac catheterizations.

5 3. The hospital shall certify that its provision of  
6 open heart surgery services will be offered in conjunction  
7 with a therapeutic cardiac catheterization program, will be  
8 available to all patients without regard as to ability to pay,  
9 will maintain sufficient and appropriate equipment and staff  
10 to ensure quality and safety, will be available 24 hours a  
11 day, 7 days a week, and will maintain appropriate volumes as  
12 reasonably necessary to ensure quality and safety.

13 4. The exemption shall terminate if the agency  
14 determines that the hospital has failed to comply with the  
15 certifications set forth in subparagraph 3. In the event the  
16 exemption terminates, the hospital will not again be eligible  
17 to apply for an exemption until 2 years following the date of  
18 termination.

19 (s) For the addition of an adult open heart surgery  
20 program at a hospital that had 220 or more licensed and  
21 approved beds on January 1, 2001; had no fewer than 50,000  
22 emergency room visits in the calendar year immediately  
23 preceding the year in which the request for exemption is  
24 filed, had no fewer than 1,000 major diagnostic category five  
25 patient discharges in the calendar year immediately preceding  
26 the year in which the request for exemption is filed;  
27 transferred no fewer than 200 patients to other facilities for  
28 open heart surgery or angioplasty, combined, in the calendar  
29 year immediately preceding the year in which the request for  
30 exemption is filed; and is owned and operated by an  
31 independent special district that owns and operates two or

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1 more separate hospitals and one or more nursing homes.  
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