

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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Representative Garcia offered the following:

Amendment (with directory and title amendments)

Remove line(s) 26-77, and insert:

(t)1. For the provision of adult open-heart services in a hospital located within the boundaries of Palm Beach, Polk, Martin, St. Lucie, or Indian River Counties or in a municipality with a population of more than 240,000 if the following conditions are met: the exemption must be based upon objective criteria and address and solve the twin problems of geographic and temporal access. A hospital shall be exempt from the certificate-of-need review for the establishment of an open-heart-surgery program when the application for exemption submitted under this paragraph complies with the following criteria:

a. The applicant must certify that it will meet and continuously maintain the minimum licensure requirements adopted

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28 by the agency governing adult open-heart programs, including the
29 most current guidelines of the American College of Cardiology
30 and American Heart Association Guidelines for Adult Open Heart
31 Programs.

32 b. The applicant must certify that it will maintain
33 sufficient appropriate equipment and health personnel to ensure
34 quality and safety.

35 c. The applicant must certify that it will maintain
36 appropriate times of operation and protocols to ensure
37 availability and appropriate referrals in the event of
38 emergencies.

39 d. The applicant can demonstrate that it is referring 300
40 or more patients per year from the hospital, including the
41 emergency room, for cardiac services at a hospital with cardiac
42 services, or that the average wait for transfer for 50 percent
43 or more of the cardiac patients exceeds 4 hours.

44 e. The applicant is a general acute care hospital that has
45 been in operation for 3 years or more.

46 f. The applicant is performing more than 300 diagnostic
47 cardiac catheterization procedures per year, combined inpatient
48 and outpatient.

49 g. The applicant's payor mix at a minimum reflects the
50 community average for Medicaid, charity care, and self-pay
51 patients or the applicant must certify that it will provide a
52 minimum of 5 percent of Medicaid, charity care, and self-pay to
53 open-heart-surgery patients.

54 h. If the applicant fails to meet the established criteria
55 for open-heart programs or fails to reach 300 surgeries per year

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56 by the end of its third year of operation, it must show cause
57 why its exemption should not be revoked.

58 2. By December 31, 2004, and annually thereafter, the
59 Agency for Health Care Administration shall submit a report to
60 the Legislature providing information concerning the number of
61 requests for exemption received under this paragraph and the
62 number of exemptions granted or denied.

63
64 ===== T I T L E A M E N D M E N T =====

65 Remove line(s) 16-17, and insert:
66 report to the Legislature; providing an effective date.