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LEGISLATIVE ACTION

Senate

House

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Floor: 1/AD/2R

05/02/2011 03:34 PM

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Senator Garcia moved the following:

**Senate Amendment (with title amendment)**

Between lines 30 and 31

insert:

Section 1. Paragraph (1) of subsection (3) of section 408.036, Florida Statutes, is amended to read:

408.036 Projects subject to review; exemptions.—

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

(1) For the establishment of:

1. A Level II neonatal intensive care unit with at least 10 beds, upon documentation to the agency that the applicant hospital had a minimum of 1,500 births during the previous 12



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14 months; ~~or~~

15       2. A Level III neonatal intensive care unit with at least  
16 15 beds, upon documentation to the agency that the applicant  
17 hospital has a Level II neonatal intensive care unit of at least  
18 10 beds and had a minimum of 3,500 births during the previous 12  
19 months; or,

20       3. A Level III neonatal intensive care unit with at least 5  
21 beds, upon documentation to the agency that the applicant  
22 hospital is a verified trauma center pursuant to s.  
23 395.4001(14), and has a Level II neonatal intensive care unit,

24  
25 if the applicant demonstrates that it meets the requirements for  
26 quality of care, nurse staffing, physician staffing, physical  
27 plant, equipment, emergency transportation, and data reporting  
28 found in agency certificate-of-need rules for Level II and Level  
29 III neonatal intensive care units and if the applicant commits  
30 to the provision of services to Medicaid and charity patients at  
31 a level equal to or greater than the district average. Such a  
32 commitment is subject to s. 408.040.

33  
34 ===== T I T L E   A M E N D M E N T =====

35 And the title is amended as follows:

36       Delete line 2

37 and insert:

38       An act relating to health and human services; amending  
39 s. 408.036, F.S.; providing an exemption from review  
40 by the agency and the requirement to file an  
41 application for a certificate of need with the agency  
42 for certain Level III neonatal intensive care units



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under certain circumstances;