



520418

LEGISLATIVE ACTION

Senate	.	House
Comm: FAV	.	
04/02/2019	.	
	.	
	.	
	.	

---

The Committee on Health Policy (Harrell) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 440 - 448

and insert:

Section 13. Effective upon this act becoming a law:

(1) The Agency for Health Care Administration may not initiate a review cycle or accept letters of intent or applications for the issuance of a certificate of need for the new construction or establishment of a freestanding hospital.

(2) The agency shall issue a certificate of need to any



520418

11 pending applicant for a certificate of need for the new  
12 construction or establishment of a freestanding general  
13 hospital:

14 (a) With 80 or more beds;

15 (b) With intensive care, progressive care, and medical-  
16 surgical beds;

17 (c) With an onsite emergency department that will be  
18 operational 24 hours per day, 7 days per week; and

19 (d) Whose application for a certificate of need has been  
20 approved by the agency, regardless of the litigation status of  
21 the application.

22 (3) For any pending applicant for a certificate of need for  
23 the new construction or establishment of a freestanding hospital  
24 that does not meet the criteria in subsection (2), sections  
25 395.0191, 395.1055, 395.6025, 408.032, 408.034, 408.035,  
26 408.036, 408.037, 408.039, and 408.043, Florida Statutes (2018),  
27 and any rules adopted thereunder remain in effect until such  
28 time as the agency has either issued the applicant a certificate  
29 of need or has denied the application and all appeals of the  
30 denial have been exhausted.

31 Section 14. Except as otherwise expressly provided in this  
32 act and except for this section, which shall take effect upon  
33 this act becoming a law, this act shall take effect July 1,  
34 2019.

35  
36 ===== T I T L E A M E N D M E N T =====

37 And the title is amended as follows:

38 Delete lines 43 - 44

39 and insert:



520418

40 hospitals; prohibiting the agency from initiating a  
41 review cycle or from accepting letters of intent or  
42 applications for the issuance of certificate of need  
43 for the new construction or the establishment of a  
44 freestanding hospital; requiring the agency to issue  
45 such a certificate of need to certain applicants,  
46 regardless of litigation status; providing  
47 applicability; providing effective dates.