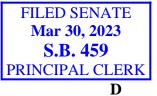
GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2023



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## SENATE BILL DRS45116-MG-93

Short Title:	Exempt Vascular Access Providers From CON.	(Public)
Sponsors:	Senators Hise and Krawiec (Primary Sponsors).	
Referred to:		

1		A BILL TO BE ENTITLED			
2	AN ACT EXEMPTING PROVIDERS OF PHYSICIAN OFFICE-BASED VASCULAR				
3	ACCESS PRO	OCEDURES FROM CERTIFICATE OF NEED REVIEW.			
4	The General Asse	embly of North Carolina enacts:			
5	SECT	<b>TON 1.</b> G.S. 131E-175 is amended by adding the following new subdivisions			
6	to read:				
7	" <u>(13)</u>	That physicians providing care for vascular access sites in unlicensed settings			
8		should be given an opportunity to obtain a license to provide those services to			
9		ensure the safety of patients and the provision of quality care.			
10	<u>(14)</u>	That demand for establishing and maintaining sites for vascular access			
11		procedures, which are commonly performed in emergency departments, is			
12		increasing at a rapid rate as more North Carolinians are living longer with			
13		end-stage renal disease.			
14	<u>(15)</u>	That continuing to treat vulnerable patients with end-stage renal disease in			
15		nonhospital settings lowers costs, reduces overnight hospital stays, and keeps			
16		patients healthier."			
17		<b>ION 2.</b> G.S. 131E-178 reads as rewritten:			
18		Activities requiring certificate of need.need; limited exemptions for			
19		<u>bintestinal endoscopy and vascular access for hemodialysis.</u>			
20		erson shall offer or develop a new institutional health service without first			
21 22					
23 24		erson who provides gastrointestinal endoscopy procedures in one or more			
23 26					
20					
28	(1)	The license application is postmarked for delivery to the Division of Health			
29	(1)	Service Regulation by December 31, <del>2006;2006.</del>			
30	(2)	The applicant verifies, by affidavit submitted to the Division of Health Service			
31	(2)	Regulation within 60 days of the effective date of this act, that the facility was			
32		in operation as of the effective date of this act or that the completed application			
33		for the building permit for the facility was submitted by the effective date of			
34		this act;act.			
35	(3)				
35 36	(3)	The facility has been accredited by The Accreditation Association for Ambulatory Health Care, The Joint Commission on Accreditation of			



General Assemb	bly Of North Carolina Session 2023	
	Healthcare Organizations, The Joint Commission, or The American	
	Association for Accreditation of Ambulatory Surgical Facilities by the time	
	the license application is postmarked for delivery to the Division of Health	
	Service Regulation of the Department; and Department.	
(4)	The license application includes a commitment to and a plan for serving	
	indigent and medically underserved populations.	
<b>1</b>	sons proposing to obtain a license to establish an ambulatory surgical facility for	
	gastrointestinal endoscopy procedures shall be required to obtain a certificate of	
need. The annual State Medical Facilities Plan shall not include policies or need determinations		
	nber of gastrointestinal endoscopy rooms that may be approved.	
	erson who provides vascular access for hemodialysis in a physician office-based	
	center located in a nonlicensed setting shall be required to obtain a certificate of	
	at setting as an ambulatory surgical facility with the existing number of vascular	
	prooms, provided that the person meets all of the following criteria:	
<u>(1)</u>	The license application is postmarked for delivery to the Division of Health	
	Service Regulation by December 31, 2023.	
<u>(2)</u>	The applicant verifies, by affidavit submitted to the Division of Health Service	
	Regulation within 60 days after the effective date of this act, that the facility	
	was in operation as of the effective date of this act or that the completed	
	application for the building permit for the facility was submitted by the	
	effective date of this act.	
<u>(3)</u>	The facility has been accredited by the Accreditation Association for	
	Ambulatory Health Care, The Joint Commission, or the American Association	
	for Accreditation of Ambulatory Surgical Facilities by the time the license	
	application is postmarked for delivery to the Division of Health Service	
	Regulation of the Department.	
<u>(4)</u>	The license application includes a commitment to and a plan for serving	
	indigent and medically underserved populations.	
-	sons proposing to obtain a license to establish an ambulatory surgical facility for	
	vascular access site management shall be required to obtain a certificate of need.	
	Medical Facilities Plan shall not include policies or need determinations that	
	of vascular access procedure rooms that may be approved.	
" "		
SEC	<b>FION 3.</b> This act becomes effective October 1, 2023.	