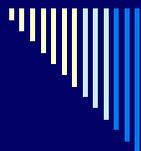


# CON Review Standards for Surgical Services

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## CON Review Standards for Surgical Services

### □ Section 1. Applicability

Sec. 1. (1) These standards are requirements for approval and delivery of services for all projects approved and Certificates of Need issued under Part 222 of the Code that involve...surgical services provided in a surgical facility.

(2) Surgical services provided in a freestanding surgical outpatient facility (FSOF), an ambulatory surgery center (ASC) certified under title XVIII, or a surgical department of a hospital licensed under Part 215 of the Code and offering inpatient or outpatient surgical services are covered clinical services for purposes of Part 222 of the Code.



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□ Section 2. Definitions

Sec. 2. (1) For purposes of these standards:

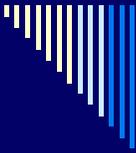
(a) "Acquisition of a surgical service" means a project involving the issuance of a new license for a hospital or an FSOF or a new certification as an ASC as the result of the acquisition (including purchase, lease, donation, etc.) of an existing surgical service.

(n) "Expand a surgical service" means the addition of one or more operating rooms (ORs) at an existing surgical service. This term also includes the change from a dedicated endoscopy or cystoscopy OR to a non-dedicated OR.



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- (ee) "Replace a surgical service or one or more ORs" means the development of new space (whether through new construction, purchase, lease or similar arrangement) to house one or more ORs currently operated by an applicant at the same site as the ORs to be replaced. This term does not include renovation.
- (bb) "Relocate a surgical service or one or more ORs" means changing the geographic location of an existing surgical facility or one or more ORs to a different location currently offering surgical services within the relocation zone (10 miles urban, 20 miles rural).



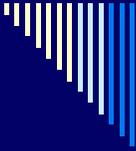
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- (r) “Initiate a surgical service” means to begin operation of a surgical facility at a site that has not offered surgical services within the 12-month period immediately preceding the date an application is submitted to the Department. The term does not include a relocation...meeting the requirements of Section 7.



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- (x) “Operating room (OR)” means a room in a surgical facility constructed and equipped to perform surgical cases and located on a sterile corridor. The term also includes a room constructed and equipped to perform surgical cases on a nonsterile corridor if the room is located in an FSOF or ASC that is used exclusively for endo or cysto cases. The term does not include procedure rooms.
- (aa) “Procedure room” means a room in a surgical facility constructed and equipped to perform surgical procedures and not located on a sterile corridor.



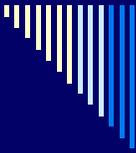
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- (h) “Dedicated endoscopy or cystoscopy operating room” means a room used exclusively for endoscopy or cystoscopy cases.



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- (hh) “Surgical case” means a single visit to an OR during which one or more surgical procedures are performed.
- (q) Surgical “hours of use” means the actual time in hours, and parts thereof, an OR is used to provide surgical services. It is the time from when a patient enters an OR until that same patient leaves that same room. It excludes any pre- or post-operative set-up or clean-up preparations, or any time a patient spends in pre- or post-operative areas including a recovery room.



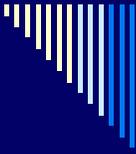
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- Section 3. Inventory of ORs used to perform surgical services and evaluating compliance with minimum volume requirements

Sec. 3. (2) The number of ORs...shall be determined as follows:

(a) In a licensed hospital site, all ORs in which surgery is or will be performed excluding:

- (i) a delivery room located in an OB area,
- (ii) an OR that is a dedicated endo or cysto room,
- (iii) an OR with a fixed lithotripter,
- (iv) 0.5 for a burn and/or trauma care room meeting definitions

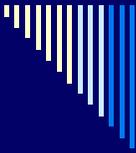


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- Sec. 3. (2) The number of ORs...shall be determined as follows:

(b) in a dedicated endo or cysto facility, all rooms in which endo and cysto cases are or will be performed.

(c) in a non-dedicated facility, all ORs excluding any ORs used exclusively for endo or cysto cases.



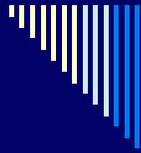
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- Sec. 3. (2) The number of surgical cases, or hours of use, shall be determined as follows:
  - (a) In a licensed hospital site, all surgical cases, or hours of use, performed in ORs in which surgery is or will be performed, including a burn or trauma room, but excluding:
    - (i) a delivery room located in an OB area,
    - (ii) an OR that is a dedicated endo or cysto room,
    - (iii) an OR with a fixed lithotripter



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- Sec. 3. (2) The number of surgical cases, or hours of use, shall be determined as follows:
  - (b) in a dedicated endo or cysto facility, all endo or cysto cases, or hours of use performed in ORs in which endo and cysto cases are or will be performed.
  - (c) in a non-dedicated facility, all surgical cases, or hours of use performed in ORs, excluding any cases/hours performed in ORs used exclusively for endo or cysto cases.



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Section 4. Initiate

Section 5. Expand

Section 6. Replace

Section 7. Relocate

Section 8. Acquire

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Section 9. Medicaid Participation

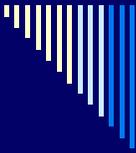
Section 10. Project Delivery Requirements

- quality assurance, data reporting, etc.

Section 11. Documentation of Projections

Sec. 11 (1) Describe how the projections were developed and the data source, only surgical cases/hours performed in an OR can be used, the Department will subtract previous commitments

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Sec. 11 (2) If a projected number of surgical cases/hours of use includes volume performed at another existing facility, a compliance check will be performed by the Department.

Requires physician commitments ([CON 704-A](#))



CON Review Standards for Surgical Services

Volume Requirements (Cases)

	<u>Urban</u>	<u>Rural</u>
Replace, Relocate, Acquire (Maintenance)	1,042	839
Initiate	1,128	1,128
Expand	1,216	979

## Volume Requirements (Hours)

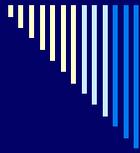
	<u>Urban</u>	<u>Rural</u>
Replace, Relocate, Acquire (Maintenance)	1,500 IP 1,125 OP	1,200
Initiate	N/A	N/A
Expand	1,750 IP 1,313 OP	1,400

## Volume Requirements (Mixed Methodology)

Hospitals may use a weighted average of:

- IP surgical hours of use and OP hours of use, or
- IP surgical hours of use and OP surgical cases

Replacement Example:  $3,750 \text{ IP hours} / 1,500 + 8,440 \text{ OP hours} / 1,125 = 2.5 + 7.5 = 10.0 \text{ ORs}$



## Volume Requirements (Mixed Methodology)

### Expansion Example:

Actual:  $4,380 \text{ IP hours} / 1,750 + 9,850 \text{ OP hours} / 1,313 = 2.5 + 7.5 = 10.0 \text{ ORs}$

Projected:  $4,380 \text{ IP hours} / 1,500 + 9,850 \text{ OP hours} / 1,125 = 2.9 + 8.8 = 11.7 \text{ ORs}$



## Other Resources

- [Surgical Standards](#)
- Survey and Data Reports
  - [Report 050 – Operating Rooms](#)
  - [Report 051 – Endo, Cysto & C-Section Rooms](#)
- [2010 Health Facilities Atlas](#)
- [MSU Geocoder](#)