

**PROPOSED AMENDMENTS FOR
POSITRON EMISSION TOMOGRAPHY (PET) SCANNER SERVICES FOR
CERTIFICATE OF NEED (CON) COMMISSION MEETING ON
SEPTEMBER 22, 2011**

Section 3(4)(d)

The following highlighted amendment models language in the MRI standards for conversion of mobile to fixed PET scanner services.

(54) AN APPLICANT PROPOSING TO INITIATE A FIXED PET SCANNER SERVICE WITH ITS FIRST PET SCANNER SHALL PROJECT 2,600 PET DATA UNITS OR SHALL DEMONSTRATE ALL OF THE FOLLOWING:

(A) THE APPLICANT IS CURRENTLY A HOST SITE BEING SERVED BY ONE OR MORE MOBILE PET SCANNER SERVICES.

(B) THE APPLICANT HAS PERFORMED:

(I) 1,700 PET EQUIVALENTS IN THE MOST RECENT 12-MONTH PERIOD VERIFIABLE BY THE DEPARTMENT FOR A HOST SITE IN A METROPOLITAN STATISTICAL AREA COUNTY, OR

(II) 1,500 PET EQUIVALENTS IN THE MOST RECENT 12-MONTH PERIOD VERIFIABLE BY THE DEPARTMENT FOR A HOST SITE IN A RURAL OR MICROPOLITAN STATISTICAL AREA COUNTY.

(C) THE APPLICANT SHALL INSTALL THE FIXED PET UNIT AT THE SAME SITE AS THE EXISTING HOST SITE OR WITHIN A 10-MILE RADIUS OF THE EXISTING HOST SITE FOR A METROPOLITAN STATISTICAL AREA COUNTY OR A 25-MILE RADIUS FOR A RURAL OR MICROPOLITAN STATISTICAL AREA COUNTY.

(D) THE APPLICANT AGREES TO CEASE OPERATION AS A HOST SITE AND NOT BECOME A HOST SITE FOR AT LEAST 12 MONTHS FROM THE DATE THE FIXED PET SCANNER BECOMES OPERATIONAL.

Section 9(1)(b) & 9(3)(b)

The following highlighted amendments are for clarification purposes:

(1) AN APPLICANT PROPOSING TO ADD A FIXED PEM SCANNER TO AN EXISTING FIXED PET SCANNER SITE SHALL DEMONSTRATE THE FOLLOWING:

(A) THE APPLICANT IS CERTIFIED THROUGH THE AMERICAN COLLEGE OF RADIOLOGY (ACR) AS A BREAST IMAGING CENTER OF EXCELLENCE (BICOE) AT THE TIME THE APPLICATION IS SUBMITTED TO THE DEPARTMENT.

(B) THE APPLICANT HAS A FIXED PET SCANNER SERVICE AND HAS PERFORMED 1,000 PET EQUIVALENTS PER SCANNER AT THE SITE IN THE MOST RECENT 12-MONTH PERIOD VERIFIABLE BY THE DEPARTMENT, OR THE APPLICANT OPERATES A COMPREHENSIVE CANCER CENTER RECOGNIZED BY THE NATIONAL CANCER INSTITUTE AND CONTRACTS WITH A FACILITY THAT HAS A FIXED PET SCANNER SERVICE.

(C) THE PROPOSED SITE CAN HAVE NO MORE THAN ONE FIXED PEM SCANNER APPROVED UNDER THIS SECTION.

(3) AN APPLICANT, WHETHER AN EXISTING FIXED PET SCANNER SITE OR HOST SITE, PROPOSING TO INITIATE MOBILE PEM SCANNER SERVICES AS A HOST SITE SHALL DEMONSTRATE THE FOLLOWING-:

(A) THE APPLICANT IS CERTIFIED THROUGH THE ACR AS A BICOE SITE AT THE TIME THE APPLICATION IS SUBMITTED TO THE DEPARTMENT.

(B) THE APPLICANT HAS A FIXED PET SCANNER SITE OR HOST SITE AND HAS PERFORMED 100 PET EQUIVALENTS IN THE MOST RECENT 12-MONTH PERIOD VERIFIABLE BY THE DEPARTMENT, OR THE APPLICANT OPERATES A COMPREHENSIVE CANCER CENTER RECOGNIZED BY THE NATIONAL CANCER INSTITUTE AND CONTRACTS WITH A FACILITY THAT HAS A FIXED OR MOBILE PET SCANNER SERVICE.

(C) THE APPLICANT PROVIDES A PROPOSED ROUTE SCHEDULE FOR THE MOBILE PEM SCANNER SERVICE.

(D) THE APPLICANT PROVIDES A DRAFT CONTRACT FOR PEM SERVICES BETWEEN THE HOST SITE AND CENTRAL SERVICE COORDINATOR.