

Notice of Public Hearing

Pursuant to Section 22215 of Public Act 306 of 1969, as amended, the Michigan Department of Community Health (MDCH) will hold a hearing on Certificate of Need (CON) Review Standards.

Date: Tuesday, February 5, 2013

Time: 9:30 a.m.

Location: Capitol View Building
201 Townsend Street, 1st floor
MDCH Conference Center Room B
Lansing, MI 48913



Megavoltage Radiation Therapy (MRT) Services/Units

The proposed CON Review Standards for MRT Services/Units are being reviewed and modified to include the following:

1. Section 2: Definitions have been eliminated as they are no longer necessary and a new definition has been added as follows:
 - “Excess ETVs” means the number of ETVs performed by an existing MRT service in excess of 10,000 per MRT unit. The number of MRT units used to compute excess ETVs shall include both existing and approved but not yet operational MRT units. In the case of an MRT service that operates or has a valid CON to operate that has more than one MRT unit at the same site, the term means number of ETVs in excess of 10,000 multiplied by the number of MRT units at the same site. For example, if an MRT service operates, or has a valid CON to operate, two MRT units at the same site, the excess ETVs is the number that is in excess of 20,000 (10,000 x 2) ETVs.
2. Old Section 3: Eliminated as it's no longer needed due to other changes within the standard.
3. New Section 3: Added language to allow for greater geographic access in Planning Area 8. An applicant would be exempt from projecting ETVs for initiation if it meets other specific criteria.
4. Section 9: New methodology for projecting ETVs – projections will be based on the historical MRT volume of treating physicians. “Treating physician” is defined as the staff physician of the MRT service directing and providing the MRT treatment, not the referring physician. This models the language in the CON Review Standards for Computed Tomography (CT) Scanner Services.
5. Old sections 12 and 13: Eliminated as they are no longer needed due to other changes within the standard.
6. New Section 11: Added requirements to be accredited by the American College of Surgeons Commission on Cancer or the Joint Commission on the Accreditation of Healthcare Organizations (JCAHO), and to be accredited by the American College of Radiology/American Society for Radiation Oncology (ACR/ASTRO) or the American College of Radiation Oncology (ACRO).
 - Under subsection (4)(b), MRT units approved pursuant to Section 3(3) in Planning Area 8 shall be operating at a minimum average volume of 5,500 ETVs annually.
7. Old Appendices A and B: Eliminated as they are no longer needed .
8. Other technical edits.



Oral or written comments may be presented in person at the hearing on Tuesday, February 5, 2013, or submitted in writing via online submission at http://www.michigan.gov/mdch/0,4612,7-132-2945_5106_5409_29279-147062--,00.html, no later than 5:00 p.m., Tuesday, February 12, 2013. If your comment is in written form, please provide a copy of your testimony. If you have any questions or concerns, please contact Tania Rodriguez at 517-335-6708.

Be sure all cellular telephones and pagers are turned off or set to vibrate during the hearing.

The hearing location is accessible for persons with physical disability. Interpreters will be available for the hearing impaired, if requested, seven days in advance.