

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: Wednesday, July 23, 2014
Time: 9:30 a.m.
Location: Capitol View Building
201 Townsend Street, 1st floor
MDCH Conference Center Room B & C
Lansing, MI 48913



Nursing Home and Hospital Long-Term Care Unit (HLTCU) Beds

1. Section 1: Modified for consistency with other CON review standards.
2. Section 2: Definitions have been modified, moved, and/or deleted if no longer needed, and a new definition has been added as follows:
 - “Applicant’s cash” has been revised to include contributions designated for the project from the landlord to reflect the investment by the lease holder.
3. Section 6(1)(a)(vi) and other applicable sections: Changed “outstanding” to “delinquent” to meet the intent of the workgroup and aid in administering this requirement.
4. Section 6(1)(d)(ii) and 6(1)(d)(iii)(B): The Staffing/Bed Utilization Ratios Report is no longer available. The CON Annual Survey will now be used.
4. Section 6(2)(a)(vi) and other applicable sections: Added Preadmission Screening and Annual Resident Review (PASARR) to the list of outstanding debts as well as adding “including, but not limited to,” to aid in debt collection.
5. Section 6(2)(c) and other applicable sections: Revised consistent with change under comparative review criteria in Section 10(7).
6. Section 7(3)(c)(i): Removed three mile radius language as it is no longer necessary. This was originally drafted for the pilot programs (new design model) in 2008, and all pilot programs are now CON approved.
7. Section 8(1): Removed the restrictions of relocating no more than 50% of a nursing home’s beds and the seven year restriction making it consistent with HLTCUs and added that relocation of beds shall not increase the number of rooms with three or more bed wards at the receiving facility.
8. Section 10(2): Updated to reduce redundancy and to simplify while maintaining the high consideration of Medicaid access.
9. Old Section 10(3): Removed the points for Medicare participation within the most recent 12 months based on the modifications made to Section 10(2).
10. New Section 10(3): Removed redundant special focus nursing home/HLTCU language.
11. Section 10(4): Revised points. Qualifying projects that already participate or plan to participate in a culture change model will receive three points. They will receive an additional 5 points if the culture change model is a Department approved model.
12. Old Section 10(6): Removed the requirement for sprinklers as this became Federal law in 2013.
13. New Section 10(6): Revised to award points if there is climate control for the entire facility.
14. Section 10(7): Revised language and points for facility design to create a more homelike environment for the resident while recognizing that there is still a need for semi-private rooms too.
15. Old Section 10(11): Removed for redundancy as this is a requirement in the Administrative Rules.
16. Section 10(10): Revised to award points if the entire facility will have no more than double occupancy rooms at completion of the project to help with improved quality of care.
17. Section 10(11): Points revised to balance the points of comparative review based on the relevance of care to the resident.
18. Section 10(12): Revised to reflect technology Innovations to better reflect on changes in healthcare, i.e. wireless nurse call/paging system for the proposed project; wireless internet with resident access to related equipment/device in entire facility; integrated electronic medical records system for the entire facility; a backup generator for the proposed project.

19. Section 10(13): Added points if the proposed project includes bariatric rooms to ensure access for the bariatric resident.
20. Section 11: Divided requirements into distinct groups consistent with other standards: quality assurance, access to care, and monitoring and reporting.
 - Under subsection (1), added clarifying language that an applicant approved pursuant to Section 10 will be held accountable for complying with the requirements agreed to in the awarding of beds for the approved project.
21. Other technical edits.

Computed Tomography (CT) Scanner Services

1. Section 24: Technical edit.
2. Appendix B: Updated the counties based on the 2010 Census data.

Magnetic Resonance Imaging (MRI) Services

1. Previous Section 2(1)(hh), (ii) and (rr): Technical edit consistent with other CON Review Standards.
2. Section 20: Technical edit.
3. Appendix A: Updated the counties based on the 2010 Census data.

Neonatal Intensive Care Services/Beds (NICU) and Special Newborn Nursing Services

1. Section 14: Technical edit.
2. Appendix A: Updated the counties based on the 2010 Census data.

Surgical Services

1. Previous Section 2(1)(r), (s) and (z): Technical edit consistent with other CON Review Standards.
2. Section 12: Technical edit.
3. Appendix A: Updated the counties based on the 2010 Census data.

Urinary Extracorporeal Shock Wave Lithotripsy (UESWL) Services

1. Section 12: Technical edit.
2. Appendix C: Updated the counties based on the 2010 Census data.



Oral or written comments may be presented in person at the hearing on Wednesday, July 23, 2014, or submitted in writing via online submission at:

http://www.michigan.gov/mdch/0,4612,7-132-2945_5106_5409_29279-325143--,00.html

Please submit written comments no later than 5:00 p.m., Wednesday, July 30, 2014.

If your comment is in written form at the hearing, 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.