

# Notice of Public Hearing

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

**Date:** Thursday, February 4, 2016  
**Time:** 9:30 a.m.  
**Location:** Grand Tower Building  
235 S. Grand Avenue, 1<sup>st</sup> floor  
Conference Room 1A  
Lansing, MI 48933



## Magnetic Resonance Imaging (MRI) Services

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

1. Section 2: Definition has been modified as follows:
  - "Special needs patient" means a non-sedated patient, either pediatric or adult, with any of the following conditions: down syndrome, autism, attention deficit hyperactivity disorder (ADHD), developmental delay, malformation syndromes, hunter's syndrome, multi-system disorders, psychiatric disorders, IMPLANTABLE CARDIAC DEVICES (ICDS), and other conditions that make the patient unable to comply with the positional requirements of the exam OR IS UNABLE TO COMPLY WITH THE MOTIONLESS REQUIREMENTS AND WHOSE RESULTING MOVEMENTS RESULT IN NON-DIAGNOSTIC QUALITY IMAGES THEREFORE REQUIRING THE TECHNOLOGIST TO REPEAT THE SAME SEQUENCE IN AN ATTEMPT TO OBTAIN A DIAGNOSTIC QUALITY IMAGE. Definition updated to better reflect practice and improve quality.
2. Section 4(2): Definition has been modified as follows:
  - "Repair an existing MRI unit" means restoring the ability of the system to operate within the manufacturer's specifications by replacing or repairing the existing components or parts of the system, including the magnet, pursuant to the terms of an existing maintenance agreement WITH THE MANUFACTURER OF THE MRI UNIT that does not result in a change in the strength of the MRI unit. Definition updated for clarity.
3. Section 4(3): Removed volume requirements for replacement of an MRI unit consistent with other CON review standards. Reduced regulation allows for facilities to more easily update equipment when it has surpassed its useful life.
4. Section 4(4): Removed volume requirements for replacement of an existing mobile MRI host site to a new location. Reduced regulation allows for facilities to more easily replace an existing mobile MRI host site to a new location.
5. Section 4(5): The 36-month in operation requirement is waived if one of the following has been met. Reduced regulation allows for facilities to more easily replace an existing fixed MRI service and its unit(s) to a new location in certain situations that are unforeseen to the applicant.
  - (i) THE OWNER OF THE BUILDING WHERE THE SITE IS LOCATED HAS INCURRED A FILING FOR BANKRUPTCY UNDER CHAPTER SEVEN (7) WITHIN THE LAST THREE YEARS;
  - (ii) THE OWNERSHIP OF THE BUILDING WHERE THE SITE IS LOCATED HAS CHANGED WITHIN 24 MONTHS OF THE DATE OF THE SERVICE BEING OPERATIONAL;

Removed volume requirements for replacement of an existing fixed MRI service and its unit(s) to a new site in certain situations that are unforeseen to the applicant:

- (i) THE OWNER OF THE BUILDING WHERE THE SITE IS LOCATED HAS INCURRED A FILING FOR BANKRUPTCY UNDER CHAPTER SEVEN (7) WITHIN THE LAST THREE YEARS;
  - (ii) THE OWNERSHIP OF THE BUILDING WHERE THE SITE IS LOCATED HAS CHANGED WITHIN 24 MONTHS OF THE DATE OF THE SERVICE BEING OPERATIONAL; OR
  - (iii) THE MRI SERVICE BEING REPLACED IS PART OF THE REPLACEMENT OF AN ENTIRE HOSPITAL TO A NEW GEOGRAPHIC SITE AND HAS ONLY ONE (1) MRI UNIT.
6. Section 6: Modified the language consistent with other CON review standards to clarify that any acquisition of an existing MRI unit from an existing MRI service must be meeting volume requirements to be acquired.
  7. Section 7: Modified the language consistent with other CON review standards to clarify that MRI adjusted procedures performed on a dedicated MRI unit cannot be used to demonstrate need or to satisfy MRI CON review standards requirements.
  8. Section 14(2)(d)(i)(D): Updated name of document.
  9. Section 18(4), (7), and (8): Revised for clarity.
  10. Other technical edits.



Oral or written comments may be presented in person at the hearing on Thursday, February 4, 2016, or submitted in writing by sending an email to the following email address:

[MDHHS-ConWebTeam@michigan.gov](mailto:MDHHS-ConWebTeam@michigan.gov)

Please submit written comments no later than 5:00 p.m., Thursday, February 11, 2016.

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 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.*