INTRODUCED

March 29, 2012

**S. 1394**

Introduced by Medical Affairs Committee

S. Printed 3/29/12--S.

Read the first time March 29, 2012.

**A** **JOINT RESOLUTION**

TO APPROVE REGULATIONS OF THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL, RELATING TO CERTIFICATION OF NEED FOR HEALTH FACILITIES AND SERVICES, DESIGNATED AS REGULATION DOCUMENT NUMBER 4181, PURSUANT TO THE PROVISIONS OF ARTICLE 1, CHAPTER 23, TITLE 1 OF THE 1976 CODE.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. The regulations of the Department of Health and Environmental Control, relating to Certification of Need for Health Facilities and Services, designated as Regulation Document Number 4181, and submitted to the General Assembly pursuant to the provisions of Article 1, Chapter 23, Title 1 of the 1976 Code, are approved.

SECTION 2. This joint resolution takes effect upon approval by the Governor.

‑‑‑‑XXX‑‑‑‑

SUMMARY AS SUBMITTED

BY PROMULGATING AGENCY.

The Department has revised R.61‑15, Certification of Need for Health Facilities and Services, to incorporate applicable amendments from Act 278 of 2010 which amended Section 44‑7‑110 et seq., S.C. Code of Laws, 1976, effective July 1, 2010, and to make other revisions. The amendments include the following, in addition to incorporating provisions from Act 278: clarify Section 604 regarding non‑transferability and voidance of a Certificate of Need; add provisions to submit information related to quality of patient care as part of Section 202.2.b; streamline the program by relaxing reporting requirements and extending the period for an exemption or non‑applicability determination to be valid; revise the Part A‑ Questionnaire; and, make other changes to R.61‑15 to improve the overall quality of the regulation; such as deleting references to federal acts that are obsolete, revisions for clarity, language style, consistency, grammar, punctuation, codification and other stylistic changes. Numerous changes were made as a result of comments received from the regulated community.

A Notice of Drafting for the proposed revision was published in the *State Register* on September 24, 2010.

‑‑‑‑XX‑‑‑‑