



General Assembly

January Session, 2005

**Raised Bill No. 933**

LCO No. 2787

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Referred to Committee on Public Health

Introduced by:  
(PH)

**AN ACT CLARIFYING LICENSING REQUIREMENTS FOR  
OUTPATIENT SURGICAL FACILITIES.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (b) of section 19a-493b of the general statutes is  
2 repealed and the following is substituted in lieu thereof (*Effective from*  
3 *passage*):

4 (b) No entity, individual, firm, partnership, corporation, limited  
5 liability company or association, other than a hospital, shall  
6 individually or jointly establish or operate an outpatient surgical  
7 facility in this state without complying with chapter 368z, except as  
8 otherwise provided by this section, and obtaining a license within the  
9 time specified in this subsection from the Department of Public Health  
10 for such facility pursuant to the provisions of this chapter, unless such  
11 entity, individual, firm, partnership, corporation, limited liability  
12 company or association: (1) Provides to the Office of Health Care  
13 Access satisfactory evidence that it was in operation on or before July  
14 1, 2003, [and] or (2) obtained, on or before July 1, 2003, from the Office  
15 of Health Care Access, a determination that a certificate of need is not  
16 required. An entity, individual, firm, partnership, corporation, limited

17 liability company or association otherwise in compliance with this  
18 section may operate an outpatient surgical facility without a license  
19 through March 30, 2007, and shall have until March 30, 2007, to obtain  
20 a license from the Department of Public Health.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	19a-493b(b)

**Statement of Purpose:**

To clarify the circumstances under which an outpatient surgical facility may delay obtaining a license from the Department of Public Health until March 30, 2007.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*