

Section 6

Notice of Intent

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December 28, 2010

CONNECTICUT LAW JOURNAL

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ADMINISTRATIVE REGULATIONS

Regulations and notices published herein, pursuant to General Statutes Sections 4-168 and 4-173, are printed exactly as submitted by the forwarding agencies. These, being official documents submitted by the responsible agencies, are consequently not subject to editing by the Commission on Official Legal Publications.

A cumulative list of effective amendments to the Regulations of Connecticut State Agencies may be found in the Connecticut Law Journal dated December 7, 2010.

DEPARTMENT OF PUBLIC HEALTH

Notice of Intent to Adopt Regulations

In accordance with the provisions of Section 4-168(a) of the Connecticut General Statutes as amended, notice is hereby given that the Department of Public Health proposes regulations concerning "Certificates of Need" under the authority of 20-275(b) of the General Statutes of Connecticut.

Statement of purpose: To implement the new Certificate of Need ("CON") process under Public Act 10-179 §§ 83-93. The regulations define certain terms used in Public Act 10-179, establish policies regarding the increase in operating rooms; replacement of imaging equipment, determinations, relocations and terminations. The regulations also establish procedures for CON applications, including public notice, the contents of the application, the review period and public hearings regarding CON applications. Finally, the regulations establish the process for assessment of civil penalties. The proposed regulations repeal §§ 19a-643-1 through 19a-643-110 and 19a-643-205. Section 19a-643-1 through 19a-643-110 are the existing administrative regulations and rules of practice and the majority of them no longer apply under Public Act 10-179. Section 19a-643-205 concerns the filing of budgets by hospitals, which is no longer required under Public Act 10-179.

Persons wishing to present their views and arguments regarding these regulations are invited to do so in writing within thirty (30) days of publication of this notice. A public hearing will be scheduled if requested by fifteen (15) or more persons, a governmental subdivision or agency, or an association having not less than fifteen (15) members, provided that notice of such request is made within (30) thirty days of publication of this notice to: Commissioner of Public Health, Department of Public Health, 410 Capitol Avenue, MS #13COM, P.O. Box 340308, Hartford, Connecticut 06134-0308; telephone number (860) 509-7101.

In addition, copies of this proposed regulation may be obtained from Melanie Dillon, Department of Public Health, Division of Health Care Access, 410 Capitol Avenue, Hartford, Connecticut 06134-0308; phone (860) 418-7060; e-mail Melanie.Dillon@CT.gov.

J. Robert Galvin, M.D., M.P.H., M.B.A.

Commissioner