



General Assembly

**Substitute Bill No. 1137**

January Session, 2013



**AN ACT CONCERNING THE DEFINITION OF SCHOOL-BASED HEALTH CENTER.**

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

1 Section 1. (NEW) (*Effective July 1, 2013*) As used in sections 19a-6i of  
2 the general statutes, as amended by this act, 19a-7d of the general  
3 statutes, as amended by this act, and 19a-638 of the general statutes, as  
4 amended by this act, "school-based health center" has the same  
5 meaning as provided in 42 USC 1397jj(c)(9), as amended from time to  
6 time.

7 Sec. 2. Subsection (a) of section 19a-6i of the general statutes is  
8 repealed and the following is substituted in lieu thereof (*Effective July*  
9 *1, 2013*):

10 (a) There is established a school-based health center advisory  
11 committee for the purpose of assisting the Commissioner of Public  
12 Health in developing recommendations for statutory and regulatory  
13 changes to improve health care through access to school-based health  
14 centers, as defined in section 1 of this act.

15 Sec. 3. Subsection (a) of section 19a-7d of the general statutes is  
16 repealed and the following is substituted in lieu thereof (*Effective July*  
17 *1, 2013*):

18 (a) The Commissioner of Public Health may establish, within  
19 available appropriations, a program to provide three-year grants to  
20 community-based providers of primary care services in order to  
21 expand access to health care for the uninsured. The grants may be  
22 awarded to community-based providers of primary care for (1)  
23 funding for direct services, (2) recruitment and retention of primary  
24 care clinicians and registered nurses through subsidizing of salaries or  
25 through a loan repayment program, and (3) capital expenditures. The  
26 community-based providers of primary care under the direct service  
27 program shall provide, or arrange access to, primary and preventive  
28 services, referrals to specialty services, including rehabilitative and  
29 mental health services, inpatient care, prescription drugs, basic  
30 diagnostic laboratory services, health education and outreach to alert  
31 people to the availability of services. Primary care clinicians and  
32 registered nurses participating in the state loan repayment program or  
33 receiving subsidies shall provide services to the uninsured based on a  
34 sliding fee schedule, provide free care if necessary, accept Medicare  
35 assignment and participate as Medicaid providers, or provide nursing  
36 services in school-based health centers, as defined in section 1 of this  
37 act. The commissioner may adopt regulations, in accordance with the  
38 provisions of chapter 54, to establish eligibility criteria, services to be  
39 provided by participants, the sliding fee schedule, reporting  
40 requirements and the loan repayment program. For the purposes of  
41 this section, "primary care clinicians" includes family practice  
42 physicians, general practice osteopaths, obstetricians and  
43 gynecologists, internal medicine physicians, pediatricians, dentists,  
44 certified nurse midwives, advanced practice registered nurses,  
45 physician assistants and dental hygienists.

46 Sec. 4. Subsection (b) of section 19a-638 of the general statutes is  
47 repealed and the following is substituted in lieu thereof (*Effective July*  
48 *1, 2013*):

49 (b) A certificate of need shall not be required for:

50 (1) Health care facilities owned and operated by the federal

51 government;

52 (2) The establishment of offices by a licensed private practitioner,  
53 whether for individual or group practice, except when a certificate of  
54 need is required in accordance with the requirements of section 19a-  
55 493b or subdivision (9) or (10) of subsection (a) of this section;

56 (3) A health care facility operated by a religious group that  
57 exclusively relies upon spiritual means through prayer for healing;

58 (4) Residential care homes, nursing homes and rest homes, as  
59 defined in subsection (c) of section 19a-490;

60 (5) An assisted living services agency, as defined in section 19a-490;

61 (6) Home health agencies, as defined in section 19a-490;

62 (7) Hospice services, as described in section 19a-122b;

63 (8) Outpatient rehabilitation facilities;

64 (9) Outpatient chronic dialysis services;

65 (10) Transplant services;

66 (11) Free clinics, as defined in section 19a-630;

67 (12) School-based health centers, as defined in section 1 of this act,  
68 community health centers, as defined in section 19a-490a, not-for-profit  
69 outpatient clinics licensed in accordance with the provisions of chapter  
70 368v and federally qualified health centers;

71 (13) A program licensed or funded by the Department of Children  
72 and Families, provided such program is not a psychiatric residential  
73 treatment facility;

74 (14) Any nonprofit facility, institution or provider that has a contract  
75 with, or is certified or licensed to provide a service for, a state agency  
76 or department for a service that would otherwise require a certificate

77 of need. The provisions of this subdivision shall not apply to a short-  
78 term acute care general hospital or children's hospital, or a hospital or  
79 other facility or institution operated by the state that provides services  
80 that are eligible for reimbursement under Title XVIII or XIX of the  
81 federal Social Security Act, 42 USC 301, as amended;

82 (15) A health care facility operated by a nonprofit educational  
83 institution exclusively for students, faculty and staff of such institution  
84 and their dependents;

85 (16) An outpatient clinic or program operated exclusively by or  
86 contracted to be operated exclusively by a municipality, municipal  
87 agency, municipal board of education or a health district, as described  
88 in section 19a-241;

89 (17) A residential facility for persons with intellectual disability  
90 licensed pursuant to section 17a-227 and certified to participate in the  
91 Title XIX Medicaid program as an intermediate care facility for the  
92 mentally retarded;

93 (18) Replacement of existing imaging equipment if such equipment  
94 was acquired through certificate of need approval or a certificate of  
95 need determination, provided a health care facility, provider,  
96 physician or person notifies the office of the date on which the  
97 equipment is replaced and the disposition of the replaced equipment;

98 (19) Acquisition of cone-beam dental imaging equipment that is to  
99 be used exclusively by a dentist licensed pursuant to chapter 379;

100 (20) The partial or total elimination of services provided by an  
101 outpatient surgical facility, as defined in section 19a-493b, except as  
102 provided in subdivision (6) of subsection (a) of this section and section  
103 19a-639e;

104 (21) The termination of services for which the Department of Public  
105 Health has requested the facility to relinquish its license; or

106 (22) Acquisition of any equipment by any person that is to be used  
107 exclusively for scientific research that is not conducted on humans.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2013</i>	New section
Sec. 2	<i>July 1, 2013</i>	19a-6i(a)
Sec. 3	<i>July 1, 2013</i>	19a-7d(a)
Sec. 4	<i>July 1, 2013</i>	19a-638(b)

**PH**      *Joint Favorable Subst.*