

CS FOR HOUSE BILL NO. 297(HES)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIRST LEGISLATURE - SECOND SESSION

BY THE HOUSE HEALTH, EDUCATION AND SOCIAL SERVICES COMMITTEE

Offered: 2/18/00

Referred: State Affairs

Sponsor(s): REPRESENTATIVES JAMES, Rokeberg, Kott, Bunde

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the certificate of need program; and providing for an
2 effective date."

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 * **Section 1.** AS 18.07.031(a) is amended to read:

5 (a) A person may not make an expenditure of

6 (1) \$7,000,000 [\$1,000,000] or more for any of the following unless
7 authorized under the terms of a certificate of need issued by the department:

8 (A) [(1)] construction of a health care facility **that is not a**
9 **nursing home;**

10 (B) [(2)] alteration of the bed capacity of a health care facility
11 **that is not a nursing home;** or

12 (C) [(3)] addition of a category of health services provided by
13 a health care facility **that is not a nursing home;**

14 (2) \$1,000,000 or more for any of the following unless authorized

1 **under the terms of a certificate of need issued by the department:**

2 **(A) construction of a health care facility that is a nursing**
 3 **home;**

4 **(B) alteration of the bed capacity of a health care facility**
 5 **that is a nursing home; or**

6 **(C) addition of a category of health services provided by a**
 7 **health care facility that is a nursing home.**

8 * **Sec. 2.** AS 18.07.031(c) is amended by adding a new subsection to read:

9 (c) In determining the expenditure threshold in (a) of this section, the
 10 department may consider only the estimated costs associated with the excavation,
 11 erection, building, alteration, reconstruction, improvement, extension, or modification
 12 of the health care facility under this chapter, and the lease or purchase of equipment,
 13 necessary furnishings, and ancillary requirements for the health care facility, but may
 14 not consider the estimated costs of associated facilities such as the offices of health
 15 care professionals maintaining a private practice that are incorporated into or are made
 16 part of the health care facility.

17 * **Sec. 3.** AS 18.07.111 is amended by adding a new paragraph to read:

18 (10) "nursing home" has the meaning given in AS 08.70.180.

19 * **Sec. 4.** The uncodified law of the State of Alaska is amended by adding a new section
 20 to read:

21 **APPLICABILITY.** AS 18.07.031(a), as amended by sec. 1 of this Act, applies to an
 22 activity listed in AS 18.07.031 even if a certificate of need for the activity is pending on the
 23 day before the effective date of this Act.

24 * **Sec. 5.** This Act takes effect immediately under AS 01.10.070(c).