

CON Service or Action	Prior Requirements	SB1842/HB1730 As Passed Requirements
Alcohol and Drug Treatment facilities	CON required to initiate A & D treatment services / establish A & D facility	Deleted – CON no longer required
Birthing Centers	CON required establish birthing center	Deleted from definition of healthcare institutions required to obtain a CON
Home Healthcare	CON required to initiate home health and/or establish home health agency, including branch office or adding counties for service	No changes – CON still required as in current law
Hospice (including Residential Hospice)	CON required to initiate hospice and/or establish a hospice agency, including branch office or adding counties for service	No changes – CON still required as in current law
Hospitals – Adding Licensed Beds	Hospital of less than 100 beds can increase licensed bed capacity by 10 beds per year without CON with notice to HSDA	<p>Modified – Exemption from CON changed as follows:</p> <ul style="list-style-type: none"> a. Broadened to apply to any hospital, rehabilitation facility, or mental health hospital b. Allowance broadened to allow increase of up to ten percent (10%) of licensed capacity BUT restricted to any one (1) campus over any period of one (1) year for any services or purposes it is already licensed to perform c. Exemption frequency limited to no more frequently than one (1) time every three (3) years d. Exemption cannot be used to add beds for any service or purpose for which it is not licensed to provide (i.e., where CON for initiation of services is required) OR to redistribute beds within its bed complement to a different category e. Any <i>new</i> hospital, rehabilitation facility, or mental health hospital, cannot increase using the ten percent (10%) provision until one (1) year after initial licensure of all beds f. Notice to HSDA still required

CON Service or Action	Prior Requirements	SB1842/HB1730 As Passed Requirements
Hospital - Critical Access Hospital Closure	CON required to close any hospital designated as CAH or the elimination of any services in the hospital that are subject to CON	Deleted – CON no longer required
Hospitals – Emergency Department Satellite Location	CON not specifically required to initiate services	Added -- CON now required to establish a satellite emergency department facility of a hospital at a location other than the hospital's main campus
Hospitals – Initiation of Certain Services	CON required to initiate any of the following services: <ul style="list-style-type: none"> a. burn unit b. neonatal intensive care unit c. open heart surgery d. cardiac catheterization e. linear accelerator f. positron emission tomography g. psychiatric 	No changes – CON still required as in current law
Hospital - Swing Beds	CON required to initiate swing bed services or add swing beds in hospital	Deleted – CON no longer required
Lithotripsy	CON specifically required to initiate services; equipment must be added to HSDA equipment registry	Deleted – CON no longer required to initiate service, and registration requirement deleted

CON Service or Action	Prior Requirements	SB1842/HB1730 As Passed Requirements
Magnetic Resonance Imaging	CON specifically required to initiate MRI services	<p>Modified – CON only required to initiate MRI services:</p> <ul style="list-style-type: none"> a. In any county with a population in excess of two hundred fifty thousand (250,000) according to the 2010 federal census or any subsequent federal census, only for providing magnetic resonance imaging to pediatric patients¹ b. In any county with a population of two hundred fifty thousand (250,000) or less according to the 2010 federal census or any subsequent federal census for providing magnetic resonance imaging to any patients c. CON required to increase the number of magnetic resonance imaging machines by one (1) or more, except for replacing or decommissioning an existing machine, <p style="margin-left: 40px;">BUT ONLY in any county with a population of two hundred fifty thousand (250,000) or less according to the 2010 federal census or any subsequent federal census</p>
Major Medical Equipment	CON required for acquisition of MME over \$5 million	Deleted – CON no longer required to acquire major medical equipment
Methadone / Opiate Clinics	CON required to initiate services and/or establish a facility	No changes – CON still required as in current law
Modifications or Renovations Over Cost Thresholds	CON required for modification with capital expenditure greater than \$2 million for healthcare facility, and \$5 million for hospital	Deleted – CON not trigger by any cost threshold requirements. No CON required for modification unless other requirements apply
Nursing Homes / SNFs	CON required to add beds to an existing facility, to relocate or replace a facility, and to establish new facility (limited to 30 beds)	No changes – CON still required as in current law

¹ The new revisions define “pediatric patient” as a patient who is fourteen (14) years of age or younger.

CON Service or Action	Prior Requirements	SB1842/HB1730 As Passed Requirements
Obstetrical or maternity services	CON required to discontinue any obstetrical or maternity services	Deleted – CON no longer required
Organ Transplantation Services	CON not specifically required to initiate services	Added - CON now required to initiate new organ transplantation services; BUT programs UNOS certified by 1/2017 grandfathered as long as certification is maintained
Outpatient Diagnostic Centers (ODC)	CON required to initiate ODC services and/or establish an ODC facility	Modified – CON still required as in current law, BUT new requirement added that ODC must become accredited by the American College of Radiology after obtaining CON within time set by HSDA
Change in Location of Existing Healthcare Facility	CON required to relocate an existing healthcare facility	No changes – CON still required as in current law