

House Bill 89

By: Representatives Martin of the 49th, Powell of the 171st, England of the 116th, Burns of the 159th, and Frye of the 118th

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 6 of Title 31 of the Official Code of Georgia Annotated, relating to state
2 health planning and development, so as to provide for an exemption for integrated
3 ambulatory surgery centers from certificate of need requirements; to provide for a definition;
4 to provide for conditions; to provide for related matters; to repeal conflicting laws; and for
5 other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Chapter 6 of Title 31 of the Official Code of Georgia Annotated, relating to state health
9 planning and development, is amended in Code Section 31-6-2, relating to definitions, by
10 adding a new paragraph to read as follows:

11 "(21.1) 'Integrated ambulatory surgery center' means a single specialty neuromuscular
12 orthopedic ambulatory surgical center that is an essential and fundamental supporting
13 component of a comprehensive sports medicine complex operated together with an
14 integrated athletic training and medical educational facility for youth, amateur, and
15 professional athletes; ancillary services, including physical therapy and diagnostic
16 imaging; medical research activities; and physician training and education for sports
17 medicine, with a minimum total campus area of 400,000 square feet."

18 **SECTION 2.**

19 Said chapter is further amended in subsection (a) of Code Section 31-6-47, relating to
20 exemptions from chapter, by striking "and" at the end of paragraph (25), by replacing the
21 period at the end of paragraph (26) with "; and", and by adding a new paragraph to read as
22 follows:

23 "(27) An integrated ambulatory surgery center that:
24 (A) Provides uncompensated indigent and charity care in an amount equal to or greater
25 than 5 percent of its adjusted gross revenue; and

26 (B) Provides annual reports in the same manner and in accordance with Code
27 Section 31-6-70.
28 Noncompliance with any condition of this paragraph shall result in a monetary penalty
29 in the amount of the difference between the services which the center is required to
30 provide and the amount actually provided and may be subject to revocation of its
31 exemption status by the department for repeated failure to pay any fines or moneys due
32 to the department or for repeated failure to produce data as required by Code
33 Section 31-6-70 after notice to the exemption holder and a fair hearing pursuant to
34 Chapter 13 of Title 50, the 'Georgia Administrative Procedure Act.'"

35 **SECTION 3.**

36 All laws and parts of laws in conflict with this Act are repealed.