

COMMITTEE SUBSTITUTE

FOR

Senate Bill No. 619

(By Senator Tucker)

[Originating in the Committee on Health and Human Resources;
reported February 18, 2014.]

A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §16-2D-5e, relating to creating an exemption to the certificate of need process for certain critical access hospitals in certain situations.

Be it enacted by the Legislature of West Virginia:

That the Code of West Virginia, 1931, as amended, be amended by adding thereto a new section, designated §16-2D-5e, to read as follows:

ARTICLE 2D. CERTIFICATE OF NEED.

§16-2D-5e. Exception for reopened critical access hospitals.

1 Notwithstanding any provision of law to the contrary and
2 any rule issued by the state agency, a critical access hospital,
3 designated by the state as a critical access hospital after
4 meeting all federal eligibility criteria, previously licensed as
5 a hospital and subsequently closed is not required to apply
6 for or obtain a certificate of need if it reopens within ten
7 years of its closure and may operate pursuant to the previous
8 license issued to the critical access hospital prior to closure.