



NC DEPARTMENT OF
HEALTH AND
HUMAN SERVICES

ROY COOPER • Governor
MANDY COHEN, MD, MPH • Secretary
MARK PAYNE • Director, Division of Health Service Regulation

November 2, 2018

Catharine W. Cummer
3100 Tower Blvd. Suite 1300
Durham, NC 27707

Exempt from Review

Record #: 2759
Business Name: Duke University Health System, Inc.
Business #: 640
Project Description: Replace the existing network routers and switches supporting Duke Health network connectivity
County: Durham

Dear Ms. Cummer:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency), determined that based on your letter of October 30, 2018, the above referenced proposal is exempt from certificate of need review in accordance with N.C. Gen. Stat. §131E-184(a)(3). Therefore, you may proceed to offer, develop or establish the above referenced project without a certificate of need.

However, you need to contact the Agency's Construction and Acute and Home Care Licensure and Certification Sections to determine if they have any requirements for development of the proposed project.

It should be noted that this determination is binding only for the facts represented by you. Consequently, if changes are made in the project or in the facts provided in your correspondence referenced above, a new determination as to whether a certificate of need is required would need to be made by the Agency. Changes in a project include, but are not limited to: (1) increases in the capital cost; (2) acquisition of medical equipment not included in the original cost estimate; (3) modifications in the design of the project; (4) change in location; and (5) any increase in the number of square feet to be constructed.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

Bernetta Thorne-Williams
Project Analyst

Martha J. Frisone
Chief, Healthcare Planning and
Certificate of Need Section

cc: Construction Section, DHSR
Acute and Home Care Licensure and Certification Section, DHSR
Melinda Boyette, Administrative Assistant, Healthcare Planning, DHSR

NC DEPARTMENT OF HEALTH AND HUMAN SERVICES • DIVISION OF HEALTH SERVICE REGULATION

HEALTHCARE PLANNING AND CERTIFICATE OF NEED SECTION

LOCATION: 809 Ruggles Drive, Edgerton Building, Raleigh, NC 27603
MAILING ADDRESS: 2701 Mail Service Center, Raleigh, NC 27699-2701
www.ncdhhs.gov/dhsr/ • TEL: 919-855-3750 • FAX: 919-733-2757



Waller, Martha K

From: Catharine Cummer <catharine.cummer@duke.edu>
Sent: Tuesday, October 30, 2018 11:08 AM
To: Frisone, Martha; Williams, Bernetta; Waller, Martha K
Subject: [External] DUHS IT Notice of Exemption (2018 network refresh)

CAUTION: External email. Do not click links or open attachments unless verified. Send all suspicious email as an attachment to Report Spam.

Martha and Bernetta,

I am writing to provide the CON Section with notice of a Duke University Health System information technology project at a capital cost greater than \$2 million. Duke is planning to replace existing network routers and switches supporting Duke Health network connectivity which are at the end of useful life or no longer supported. This project supports facilities across the system. As with previous similar projects, to the extent that this project would be considered a new institutional health service given its capital cost, it is our understanding that this project is exempt from certificate of need review as necessary for the acquisition and installation of data processing equipment. We would appreciate your confirmation of this understanding.

As set forth in previous correspondence, this is part of an annual network refresh endeavor to replace unsupported hardware. We will continue to notify you of each subsequent phase greater than \$2 million unless you instruct us otherwise. Please let me know if you have any questions about this project. Thank you very much.

Yours,
Catharine

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