

1 10A NCAC 14C .1701 is proposed for amendment as follows:

2
3 **SECTION .1700 - CRITERIA AND STANDARDS FOR OPEN-HEART SURGERY SERVICES AND**
4 **HEART-LUNG BYPASS MACHINES**

5
6 **10A NCAC 14C .1701 DEFINITIONS**

7 The following definitions ~~shall~~ will apply to all rules in this Section:

8 (1) "Approved heart-lung bypass machine" means a heart-lung bypass machine that was not
9 operational prior to the beginning of the review period.

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11 ~~(2)~~ (2) "Capacity" of a heart-lung bypass machine means 400 adult-equivalent open heart surgical
12 procedures per year. One open heart surgical procedure on persons age 14 and under is valued at
13 two adult open heart surgical procedures. For purposes of determining capacity, one open heart
14 surgical procedure is defined to be one visit or trip by a patient to an operating room for an open
15 heart operation.

16 ~~(3)~~ (3) "Cardiac Surgical Intensive Care Unit" means an intensive care unit as defined in 10A NCAC 14C
17 .1201(2) and ~~which~~ that is for exclusive use by post-surgical open heart patients.

18 (4) "Existing heart-lung bypass machine" means a heart-lung bypass machine in operation prior to the
19 beginning of the review period.

20 ~~(5)~~ (5) "Heart-lung bypass machine" ~~shall have~~ has the same meaning as defined in G.S. 131E-176(10a).

21 ~~(4)~~ "Open heart surgery service area" means a geographical area defined by the applicant, which has
22 boundaries that are not farther than 90 road miles from the facility, except that the open heart
23 surgery service area of an academic medical center teaching hospital designated in the State
24 Medical Facilities Plan shall not be limited to 90 road miles.

25 ~~(5)~~ (6) "Open heart surgery services" ~~shall have~~ has the same meaning as defined in G.S. 131E-176(18b).

26 ~~(6)~~ (7) "Open heart surgical procedures" means specialized surgical procedures ~~which:~~ that:

27 (a) utilize a heart-lung bypass machine (the "pump"); and

28 (b) are designed to correct congenital or acquired cardiac and coronary disease ~~and;~~ by
29 opening the chest for surgery on the heart muscle, valves, arteries, or other parts of the
30 heart.

31 (c) ~~are identified by Medicare Diagnostic Related Group ("DRG") numbers 104, 105, 106,~~
32 ~~108, 547, 548, 549, and 550.~~

33 ~~(7)~~ "Primary open heart surgery service area" means a geographical area defined by the applicant,
34 which has boundaries that are not farther than 45 road miles from the facility, except that the
35 primary open heart surgery service area of an academic medical center teaching hospital
36 designated in the State Medical Facilities Plan shall not be limited to 45 road miles.

1 *History Note: Authority G.S. 131E-177(1); 131E-183;*
2 *Eff. January 1, 1987;*
3 *Amended Eff. November 1, 1989;*
4 *Temporary Amendment Eff. September 1, 1993 for a period of 180 days or until the permanent*
5 *rule becomes effective, whichever is sooner;*
6 *Amended Eff. November 1, 1996; January 4, 1994;*
7 *Temporary Amendment Eff. January 1, 1999;*
8 *Temporary Eff. January 1, 1999 Expired on October 12, 1999;*
9 *Temporary Amendment Eff. January 1, 2000 and shall expire on the date on which the permanent*
10 *amendment to this Rule, approved by the Rules Review Commission on November 17, 1999,*
11 *becomes effective;*
12 *Amended Eff. July 1, 2000;*
13 *Temporary Amendment Eff. March 1, 2010;*
14 *Amended Eff. January 1, 2013; November 1, 2010.*