



North Carolina Department of Health and Human Services
Division of Health Service Regulation

Pat McCrory
Governor

Richard O. Brajer
Secretary DHHS

Mark Payne
Health Service Regulation

August 18, 2016

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

Exempt from Review

Record #: 2029
Facility Name: Duke Regional Hospital
FID #: 923142
Business Name: Duke University Health System
Project Description: Replace air handling systems
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 August 10, 2016, the above referenced proposal is exempt from certificate of need review in accordance with G.S 131E-184(a)(4). 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.



Healthcare Planning and Certificate of Need Section

www.ncdhhs.gov

Telephone: 919-855-3873 • Fax: 919-715-4413

Location: Edgerton Building • 809 Ruggles Drive • Raleigh, NC 27603

Mailing Address: 2704 Mail Service Center • Raleigh, NC 27699-2704

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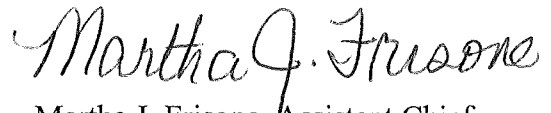


Ms. Cummer
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Sincerely,



Bernetta Thorne-Williams
Project Analyst



Martha J. Frisone, Assistant Chief
Certificate of Need

cc: Construction Section, DHSR
Acute and Home Care Licensure and Certification Section, DHSR
Paige Bennett, Assistant Chief, Healthcare Planning, DHSR



Catharine W. Cummer
Regulatory Counsel, Strategic Planning

Record # 2029

August 10, 2016

Via Electronic Mail

Martha Frisone
Certificate of Need Section
Division of Health Service Regulation
2704 Mail Service Center
Raleigh, NC 27699-2704

Re: Air handling unit replacements at Duke Regional Hospital

Dear Ms. Frisone:

On behalf of the Duke University Health System, I am writing to notify you of a project proposed by Duke Regional Hospital in Durham ("DRH") and to request the Section's written confirmation that this project is exempt from certificate of need review.

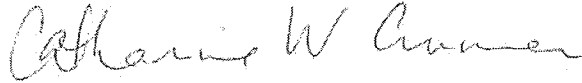
DRH proposes to spend more than \$2 million to replace and refurbish components of certain air handling systems within the hospital facility. It will begin with systems #1, #2, #3, and #4. These four systems provide conditioned air and ventilation to all of the inpatient nursing units in the hospital. These air handling systems were installed during the original construction of the hospital almost 40 years ago. While various components of these systems have been replaced over the years, they are beyond their normal life expectancy and require replacement or significant refurbishment in order to continue providing a reliable source of conditioned air and ventilation.

It is our understanding that this project is exempt from certificate of need review pursuant to Section 131E-184(4), as it is needed "[t]o provide parking, heating or cooling systems, elevators, or other basic plant or mechanical improvements, unless these activities are integral portions of a project that involves the construction of a new health service facility or portion thereof and that is subject to certificate of need review." This project is not integral to any other construction project that would otherwise require a CON.

Martha Frisone
August 10, 2016

We would appreciate your review of this notice and confirmation of our understanding.
Please let me know if you have any questions or if we can provide you any further information.

Very truly yours,

A handwritten signature in cursive script that reads "Catharine W. Cummer".

Catharine W. Cummer