



NC DEPARTMENT OF
**HEALTH AND
HUMAN SERVICES**

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

April 26, 2019

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

Exempt from Review

Record #: 2921
Business Name: Duke University Health System, Inc.
Business #: 640
Project Description: Replace wireless network infrastructure
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 April 18, 2019, 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 Acute and Home Care Licensure and Certification Section 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. Frisore
Chief, Healthcare Planning and
Certificate of Need Section

cc: Acute and Home Care Licensure and Certification Section, 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: 809 Ruggles Drive, 2704 Mail Service Center, Raleigh, NC 27699-2704
www.ncdhhs.gov/dhsr • TEL: 919-855-3873

AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

Flores, Disraeliza

From: Frisone, Martha
Sent: Thursday, April 18, 2019 3:36 PM
To: Flores, Disraeliza
Subject: FW: [External] RE: DUHS IT Notice of Exemption (2018 network refresh)

Martha J. Frisone

Chief

Division of Health Service Regulation, Healthcare Planning and Certificate of Need
NC Department of Health and Human Services

Office: 919-855-3879
martha.frisone@dhhs.nc.gov

809 Ruggles, Edgerton
 2704 Mail Service Center
 Raleigh, NC 27699-2704

[Twitter](#) | [Facebook](#) | [YouTube](#) | [LinkedIn](#)



From: Catharine Cumber [mailto:catharine.cumber@duke.edu]
Sent: Thursday, April 18, 2019 1:17 PM
To: Frisone, Martha <martha.frisone@dhhs.nc.gov>; Williams, Bernetta <bernetta.williams@dhhs.nc.gov>; Waller, Martha K <martha.waller@dhhs.nc.gov>
Cc: Lara Orgain <lara.orgain@duke.edu>
Subject: [External] RE: DUHS IT Notice of Exemption (2018 network refresh)

CAUTION: External email. Do not click links or open attachments unless you verify. Send all suspicious email as an attachment to report.spam@nc.gov

Dear 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 to replace existing wireless network infrastructure. 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.

The wireless network infrastructure replacement and upgrade will include:

- Increased bandwidth, availability, and reliability to existing covered areas;

- Wireless access to vital services and applications such as physiological monitoring, telemetry, and bedside devices;
- New wireless business applications including video conferencing and smartphones;
- Enhanced user authentication and data encryption
- Centralized administration, provisioning, and network management of wireless infrastructure devices.

Please let me know if you have any questions about this project. Thank you very much.

Yours,
Catharine

Catharine W. Cummer
Regulatory Counsel, Strategic Planning
Duke University Health System
3100 Tower Blvd.
Suite 1300
Durham, NC 27707
(919) 668-0857 (office)
(919) 423-6928 (cell)
catharine.cummer@duke.edu

Email correspondence to and from this address is subject to the North Carolina Public Records Law and may be disclosed to third parties by an authorized State official. Unauthorized disclosure of juvenile, health, legally privileged, or otherwise confidential information, including confidential information relating to an ongoing State procurement effort, is prohibited by law. If you have received this email in error, please notify the sender immediately and delete all records of this email.