

Proposal: Petitions for Adjustments to Need Determinations in the Proposed 2023 State Medical Facilities Plan (Summer Petitions) due to the Impact of COVID-19

This document pertains to summer petitions to the State Health Coordinating Council (SHCC) requesting an adjustment to a need determination in the Proposed 2023 State Medical Facilities Plan (SMFP). For petitions due to any aspect of the impact of the COVID-19 pandemic, the Agency will allow for abbreviated petition content, as outlined below, which meets the requirements for the information requested in Chapter 2 of the SMFP in a streamlined format. Non-COVID-19-related summer petitions shall include the content detail outlined in Chapter 2 of the SMFP.

It is anticipated that most petitions related to the impact of COVID will require no more than three to five pages, including Attachment A (see below). Additional attachments are at the petitioner’s discretion and may contain any information the petitioner deems relevant to the request.

COVID-19-related summer petitions must contain all the following:

1. name, address, email address and phone number of the petitioner;
2. a statement of the requested adjustment, citing the need determination in the SMFP for which an adjustment is proposed and using one of the following two formats:

(Petitioner) proposes that the need determination for (service) in (Chapter) of the Proposed 2023 State Medical Facilities Plan be adjusted to reflect a need determination for (amount of service) in (Service Area) due to impact of the COVID-19 pandemic.

OR

(Petitioner) proposes that the need determination for (service) in (Chapter) in the Proposed 2023 SMFP be removed for (Service Area) due to impact of the COVID-19 pandemic;

3. a BRIEF statement of how the need determination in the Proposed 2023 SMFP is unable to account for (or inadequately estimates) the impact that the COVID-19 pandemic had on safety and quality, access, or value associated with the service;
4. a BRIEF statement of alternatives considered and why they were found not to be feasible; and
5. Attachment A: Data that clearly illustrates trends in utilization that support the petition. The data must show that an adjustment in a need determination in the SMFP would not result in unnecessary duplication of services or that removal of a need will not limit needed services.

Petitioners must use the same service area definitions as those in the relevant chapter(s) of the Proposed 2023 SMFP. Petitioners should be aware that Healthcare Planning staff may request additional information and opinions from the petitioner or any other people and organizations who may be affected by the proposed adjustment. If it chooses, the Agency may respond to a set of petitions due to the COVID-19 pandemic in a single Agency Report.

The process for submission of all 2022 Summer petitions is as described in Chapter 2 of the SMFP. Each written petition must be clearly labeled “Petition” and the North Carolina Division of Health Service

Regulation, Healthcare Planning must receive one copy no later than 5:00 p.m. on July 27, 2022. Petitions must be submitted by e-mail, US mail, a delivery service, or hand delivery. The Agency cannot accept faxed petitions:

E-Mail: DHSR.SMFP.Petitions-Comments@dhhs.nc.gov

Mail: North Carolina Division of Health Service Regulation
Healthcare Planning
2704 Mail Service Center
Raleigh, North Carolina 27699-2704

The office location and address for hand delivery and use of delivery services is:

809 Ruggles Drive
Raleigh, North Carolina 27603