

1 10A NCAC 14C .2103 is readopted with changes as published in 35:02 NCR 100-106 as follows:

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3 **10A NCAC 14C .2103 PERFORMANCE STANDARDS**

4 (a) An applicant proposing to increase the number of operating ~~rooms (excluding dedicated C-section operating~~
5 ~~rooms)~~ rooms, excluding dedicated C-section operating ~~rooms~~ rooms, in a service area shall demonstrate the need
6 for the number of proposed operating rooms in addition to the existing and approved operating rooms in the applicant's
7 health system in the applicant's third full fiscal year following completion of the proposed project based on the
8 Operating Room Need Methodology set forth in the ~~2018 annual~~ State Medical Facilities ~~Plan.~~ Plan in effect at the
9 time the review began. The applicant is not required to use the population growth factor.

10 (b) The applicant shall ~~document~~ provide the assumptions and ~~provide data supporting the~~
11 ~~projection in the projected utilization required by this Rule.~~

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13 *History Note: Authority G.S. 131E-177; 131E-183(b);*
14 *Eff. November 1, 1990;*
15 *Amended Eff. March 1, 1993;*
16 *Temporary Amendment Eff. September 1, 1993 for a period of 180 days or until the permanent rule*
17 *becomes effective, whichever is sooner;*
18 *Amended Eff. January 4, 1994;*
19 *Temporary Amendment Eff. January 1, 2002; July 1, 2001;*
20 *Amended Eff. August 1, 2002;*
21 *Temporary Amendment effective January 1, 2002 amends and replaces the permanent rule effective*
22 *August 1, 2002;*
23 *Amended Eff. April 1, 2003;*
24 *Temporary Amendment Eff. January 1, 2005;*
25 *Amended Eff. November 1, 2005;*
26 *Temporary Rule Eff. February 1, 2006;*
27 *Amended Eff. November 1, 2006;*
28 *Temporary Amendment Eff. February 1, 2008;*
29 *Amended Eff. November 1, 2008;*
30 *Temporary Amendment Eff. February 1, 2009;*
31 *Amended Eff. November 1, 2009;*
32 *Temporary Amendment Eff. February 1, 2010;*
33 *Amended Eff. November 1, 2010;*
34 *Temporary Amendment Eff. February 1, 2018;*
35 *Amended Eff. December 1, ~~2018.~~ 2018.*
36 *Readopted Eff. January 1, 2021.*