

1 10A NCAC 14C .3803 is proposed for readoption with substantive changes as follows:

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3 **10A NCAC 14C .3803 PERFORMANCE STANDARDS**

4 ~~(a) An applicant proposing to develop new acute care beds shall demonstrate that the projected average daily census~~  
5 ~~(ADC) of the total number of licensed acute care beds proposed to be licensed within the service area, under common~~  
6 ~~ownership with the applicant, divided by the total number of those licensed acute care beds is reasonably projected to~~  
7 ~~be at least 66.7 percent when the projected ADC is less than 100 patients, 71.4 percent when the projected ADC is~~  
8 ~~100 to 200 patients, and 75.2 percent when the projected ADC is greater than 200 patients, in the third operating year~~  
9 ~~following completion of the proposed project or in the year for which the need determination is identified in the State~~  
10 ~~Medical Facilities Plan, whichever is later.~~

11 ~~(b) An applicant proposing to develop new acute care beds shall provide all assumptions and data used to develop the~~  
12 ~~projections required in this rule and demonstrate that they support the projected inpatient utilization and average daily~~  
13 ~~census.~~

14 An applicant proposing to develop new acute care beds in a hospital pursuant to a need determination in the annual  
15 State Medical Facilities Plan in effect as of the first day of the review period shall:

- 16 (1) document that it is a qualified applicant;  
17 (2) provide projected utilization of the existing, approved, and proposed acute care beds for the  
18 applicant hospital during each of the first three full fiscal years of operation following completion  
19 of the project;  
20 (3) project an occupancy rate of the existing, approved, and proposed acute care beds for the applicant  
21 hospital during the third full fiscal year of operation following completion of the project that equals  
22 or exceeds the target occupancy percentage;  
23 (4) provide projected utilization of the existing, approved, and proposed acute care beds for the hospital  
24 system during each of the first three full fiscal years of operation following completion of the  
25 project;  
26 (5) project an average occupancy rate of the existing, approved, and proposed acute care beds for the  
27 hospital system during the third full fiscal year of operation following completion of the project that  
28 equals or exceeds the target occupancy percentage; and  
29 (6) provide the assumptions and methodology used to project the utilization and occupancy rates  
30 required in Items (2), (3), (4), and (5) of this Rule.

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32 *History Note: Authority G.S. 131E-177(1); ~~131E-183~~; ~~131E-183(b)~~;*  
33 *Temporary Adoption Eff. January 1, 2004;*  
34 *Eff. August 1, 2004; 2004;*  
35 *Readopted Eff. January 1, 2023.*