



NC DEPARTMENT OF
**HEALTH AND
HUMAN SERVICES**

ROY COOPER • Governor
KODY H. KINSLEY • Secretary
MARK PAYNE • Director, Division of Health Service Regulation

MEMORANDUM

DATE: November 7, 2022
TO: Interested Parties
FROM: Nadine Pfeiffer, Rule Review Manager *NP*
RE: Proposed Temporary Certificate of Need Rules

GS 150B-21.1 requires a rule-making body to notify certain individuals of its intent to publish a temporary rule on the Office of Administrative Hearings website. It also requires notification of the date, time and location of the public hearing on the rules.

The N.C. Department of Health and Human Services/Director, DHSR has submitted form OAH 0700 to the Codifier of Rules, Office of Administrative Hearings, indicating its intent to amend the following Certificate of Need rules through temporary procedures to be made consistent with the 2023 State Medical Facilities Plan:

10A NCAC 14C .1403 Performance Standards
10A NCAC 14C .2703 Performance Standards

The public hearing is scheduled for November 28, 2022 at 10:00 a.m. in Room 026, Edgerton Building, 809 Ruggles Drive, Raleigh, NC 27603. The building is in the Dorothea Dix Park. The DHHS/Director, DHSR is accepting public comments on these rules from November 16, 2022 – December 9, 2022, close of business. Comments can also be made at the public hearing. The proposed effective date of these rules is January 27, 2023. A copy of the proposed rules is attached to this memo and can also be found at the Division of Health Service Regulation web site www.ncdhhs.gov/dhsr/ruleactions.html.

Should you have questions related to this memorandum or the proposed rules, please feel free to contact the Health Care Planning and Certificate of Need Section at (919) 855-3873.

Enclosures

cc: Mark Payne, Director, Health Service Regulation
Emery Milliken, Deputy Director, Health Service Regulation
Micheala Mitchell, Chief, Healthcare Planning and Certificate of Need Section
Lisa Pittman, Assistant Chief, Certificate of Need
Raj Premakumar, Deputy General Counsel, DHHS

NC DEPARTMENT OF HEALTH AND HUMAN SERVICES • DIVISION OF HEALTH SERVICE REGULATION

OFFICE OF THE DIRECTOR

LOCATION: 809 Ruggles Drive, Edgerton Building, Raleigh, NC 27603
MAILING ADDRESS: 2701 Mail Service Center, Raleigh, NC 27699-2701
<https://info.ncdhhs.gov/dhsr/> • TEL: 919-855-3750 • FAX: 919-733-2757

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