

[DOH ADMINISTRATIVE ORDER NO. 2008-0004-B, November 18, 2008]

AMENDMENT TO CERTAIN PROVISIONS OF ADMINISTRATIVE ORDER NO. 2006-0004-A ON THE GUIDELINES FOR THE ISSUANCE OF CERTIFICATE OF NEED TO ESTABLISH A NEW HOSPITAL

Since the implementation of Administrative Order No. 2006-0004 *Guidelines for the Issuance of Certificate of Need (CON) to Establish a New Hospital* and Administrative Order No. 2006-0004-A in April, 2006 and January, 2007 respectively, feedback from stakeholders has been received by the Bureau of Health Facilities and Services regarding the coverage of the CON as well as the criteria used in its issuance to hospitals. After review of the issues and concerns raised by concerned sectors, it became evident that certain provisions in the CON guidelines need to be revised.

Therefore, pursuant to Administrative Order No. 2006-0004-A *Amendment to Administrative Order No. 2006-0004 Guidelines for the Issuance of Certificate of Need to Establish a New Hospital*, the following provisions are hereby amended:

SECTION V. POLICIES AND GUIDELINES

A. General Guidelines

1. Coverage and Exemptions

X X X

1.5 Under A.O. No. 147 s. 2004 Section 16.2, a PTC shall be considered lapsed when the work authorized by the permit does not commence within three hundred sixty-five (365) days from date of issuance, or is abandoned during the period specified. A CON shall be required if the applicant decides to apply for a new PTC.

1.6 Under A.O. No. 147, s. 2004 Section 16.4, a License to Operate (LTO) that is not renewed for a period of two (2) consecutive years shall be considered lapsed, and a new Application for Registration and issuance of LTO are required before the hospital can be allowed to operate. A CON shall be required for the PTC application of such hospital.

1.7 Under A.O. No. 147, s. 2004 Section 16.6, in case of any change in hospital management, name or ownership with disruption in hospital operation, or in case of transfer of location, a new application for PTC, registration, and issuance of LTO shall be required. ACON shall be required for the PTC application of such hospitals.

The aforementioned provisions are hereby amended to read as follows:

"A. General Guidelines