

1 AN ACT relating to health services.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 216B IS CREATED TO
4 READ AS FOLLOWS:

5 ***Notwithstanding any other provision of the law:***

6 ***(1) A certificate of need for a health service shall be considered orphaned if the***
7 ***health service was:***

8 ***(a) Discontinued at its original physical location; or***

9 ***(b) Moved to a different county.***

10 ***(2) If a certificate of need is considered orphaned:***

11 ***(a) The continued need for the health service shall be presumed;***

12 ***(b) An application by a new entity to establish a health service at the same***
13 ***location or in the same county shall be granted a nonsubstantive review;***
14 ***and***

15 ***(c) Any previous entity that was granted a certificate of need shall not be***
16 ***permitted to have any opposition to the new entity's application considered***
17 ***by the Cabinet for Health and Family Services.***