

## Task Force on Health Planning Reform – CON Review Chart

The first chart is a brief summary of the facilities, services and transactions that are covered and not covered by CON. The second chart is a brief summary of the substantive, non-substantive and expedited review categories by facilities and services. The final section is language on review thresholds for cost-only. The Information for these charts was compiled from IHFPB orientation documents provided to Task Force members.

	<b>Covered</b>	<b>Not Covered</b>
<b>Facilities</b>	<ul style="list-style-type: none"> <li>• Hospitals subject to Hospital Licensing Act</li> <li>• Long-Term Care facilities subject to the LTC Licensing Act                             <ul style="list-style-type: none"> <li>○ Skilled and intermediate care only</li> <li>○ Change of ownership and discontinuation (for county owned and state dept. of Veterans Affairs only)</li> </ul> </li> <li>• Ambulatory Surgical Treatment Centers subject to the ASTC Licensing Act</li> <li>• End Stage Renal Dialysis Centers</li> <li>• Freestanding Emergency Centers</li> <li>• Any Health Care Facilities Operated by the State</li> </ul>	<ul style="list-style-type: none"> <li>• Federally owned facilities</li> <li>• Facilities used solely for healing by prayer/spiritual means</li> <li>• Long-term care facilities for discontinuation and change of ownership</li> <li>• Hospice</li> <li>• Home Health</li> <li>• Residential care facility</li> <li>• Adult care facility</li> <li>• Air Ambulance</li> <li>• HMO- (<i>repealed in 1995</i>)</li> </ul>
	<b>Covered</b>	<b>Not Covered</b>
<b>Services</b>	<ul style="list-style-type: none"> <li>• Medical/surgical</li> <li>• Obstetrics</li> <li>• Intensive care</li> <li>• Comprehensive physical rehabilitation</li> <li>• Psychiatric Services</li> <li>• Neonatal intensive care</li> <li>• Open heart surgery</li> <li>• Cardiac catheterization</li> <li>• Chronic renal dialysis</li> <li>• Non-hospital based ambulatory care</li> <li>• General long-term nursing care for elderly and children</li> <li>• Chronic mental illness</li> <li>• Specialized long-term care for</li> </ul>	<p><i>Previously Regulated Categories of Service</i></p> <ul style="list-style-type: none"> <li>• Acute care                             <ul style="list-style-type: none"> <li>○ Mobile HI Tech-1987</li> <li>○ Substance abuse-2000</li> <li>○ Burn care-2003</li> </ul> </li> <li>• Medical equipment                             <ul style="list-style-type: none"> <li>○ MRI Scanners-2000</li> <li>○ PET Scanners-2003</li> <li>○ Therapeutic Radiology-2003</li> <li>○ Gamma Knives- 2003</li> <li>○ Extracorporeal shockwave lithotripters-1999</li> </ul> </li> <li>• Computer Systems was repealed in April 1987</li> <li>• Radiation Therapy, Intraoperative MRI, High Linear Energy Transfer</li> </ul>

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	<p>developmentally disabled adults and children</p> <ul style="list-style-type: none"> <li>• Selected organ transplantation, including kidney</li> <li>• Sub acute care hospital model</li> <li>• Postsurgical recovery care center model</li> <li>• Children’s respite care center model</li> <li>• Community-based residential rehabilitation center model</li> <li>• Acute Care (medical, surgical, pediatric)</li> <li>• End-stage renal dialysis (hospital-based)</li> </ul>	<p>and Positron Emission Tomography were repealed in February 2003</p> <p><i>Proposed</i></p> <ul style="list-style-type: none"> <li>• Long term acute care beds</li> <li>• Freestanding emergency centers</li> </ul>
	<b>Covered</b>	<b>Not Covered</b>
<b>Transactions</b>	<p><i>A Permit or Exemption is Required:</i></p> <ul style="list-style-type: none"> <li>• Establishment of a Health Care Facility or Category of Service</li> <li>• Capital Expenditures: \$8.85 million+</li> <li>• Acquisition of Major Medical Equipment over \$8.85 million+</li> <li>• Construction or Modification of a health and fitness center \$4.23 million+</li> <li>• Discontinuation of a Health Care Facility or Category of Service</li> <li>• Change of ownership</li> <li>• Construction or Modification of a Health Care Facility that: <ul style="list-style-type: none"> <li>○ Capital Expenditure in Excess of the Capital Expenditure Minimum</li> <li>○ Substantially Changes the Scope or Chaned the Functional Operation of the Facility</li> <li>○ Significantly Changes the Bed Capacity of a Health Care Facility</li> </ul> </li> </ul>	<p><i>No Permit or Exemption Required:</i></p> <ul style="list-style-type: none"> <li>• Construction or Modification of an exclusively Non-Clinical Service Area of a Health Care Facility</li> <li>• Addition of the lesser of 10 Beds or 10% of Total Bed Capacity Over a Two Year Period</li> <li>• LTC Facility Change of Ownership or Discontinuation</li> </ul>

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**Substantive, non-substantive and expedited review**

Types of Review in Illinois:

- CON Permit Application (Substantive): Projects that require full review. Major transactions, construction, conversion, changes in ownership and discontinuation of an entire facility or a category of service are subject to full review.
  - 10-day completeness review, 120 day maximum staff review, this includes public hearing and comment period.
- CON Permit Application (Non-Substantive): Those not subject to full review, and have an expedited process.
  - 10-day completeness review, 60 day maximum staff review, this includes public hearing and comment period.
- Exempted from permit Application: Review time for the projects subject to exemption is considerably shorter.
  - 30-day completeness review by staff, subsequent opportunity for public hearing for change of ownership only, acted upon by Chair (approval or referral to Board)
- Emergency

Three major review criteria, particularly for applications subject to full review:

1. Need
2. Financial Feasibility
3. Technical/Engineering Standards Compliance

	<b>Substantive</b>	<b>Non-Substantive</b>	<b>Exempted</b>
<b>Facilities</b>	<ul style="list-style-type: none"> <li>• An increase in licensed bed capacity, by more than 10 beds or 10% of a facility’s total bed count, whichever is less</li> <li>• Physical relocation of facilities/beds from a licensed site to another geographic location, by more than 10 beds or more than 10 % of total bed capacity</li> <li>• Discontinuation of an entire health care facility</li> </ul>	<ul style="list-style-type: none"> <li>• Establishment of long-term care facilities licensed by the Department of Children and Family Services</li> <li>• Discontinuation of ownership</li> <li>• Changes of ownership, unless subject to exemption</li> <li>• Medical office buildings, fitness centers, and other non-inpatient space</li> <li>• Community-Based Residential Rehabilitation Center</li> </ul>	<ul style="list-style-type: none"> <li>• Changes of ownership for an existing facility</li> </ul>
<b>Services</b>	<ul style="list-style-type: none"> <li>• A change from one licensed use to a different licensed use, unless subject to expedited or exemption</li> <li>• Initiation of expansion of services, unless subject to expedited or exemption</li> <li>• Discontinuation of an entire health care service</li> </ul>	<ul style="list-style-type: none"> <li>• Long-term care for the Developmentally Disabled Categories of Service</li> <li>• Acute Care Beds Certified for Extended Care Category of Service</li> <li>• Projects for AIDS or related diseases only</li> <li>• Chronic Renal Dialysis</li> <li>• Discontinuation of category of service</li> </ul>	<ul style="list-style-type: none"> <li>• Medical equipment for outpatient services</li> <li>• Acquisition of major medical equipment</li> <li>• Projects by state agencies</li> <li>• Addition of dialysis stations</li> </ul>

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			for an existing site <ul style="list-style-type: none"> <li>• New or expansion of neonatal beds</li> <li>• Establishment or Expansion of NICU</li> </ul>
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**Cost Only**

Reviewability Thresholds:

- Capital expenditures: \$8,850,717
- Major Medical Equipment: \$8,850,717
- Capital expenditures solely for the construction or modification of a health and fitness center: \$4,231,660
- If a project is \$6 million in excess of total project cost it is subject to full review

It is important to note:

- A new service is reviewable at any cost.
- Projects consisting entirely of “non-clinical service areas” regardless of cost, are not subject to Board action.