



North Carolina Department of Health and Human Services
Division of Health Service Regulation
Certificate of Need Section

2704 Mail Service Center ■ Raleigh, North Carolina 27699-2704

Beverly Eaves Perdue, Governor
Lanier M. Cansler, Secretary

www.ncdhhs.gov/dhsr

Craig R. Smith, Section Chief
Phone: 919-855-3875
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February 6, 2012

Catharine W. Cummer, Regulatory Counsel, Strategic Planning
Duke University Health System
3100 Tower Blvd, Box 3229
Durham NC 27707

RE: Exempt from Review / Duke University Health System d/b/a Duke University Hospital /
Acquisition of software and data processing equipment for perioperative data archiving /
Durham County
FID #: 943138

Dear Ms. Cummer:

In response to your letter of January 19, 2012, the above referenced proposal is exempt from certificate of need review in accordance with N.C.G.S 131E-184(a)(3). Therefore, you may proceed to offer, develop or establish the above referenced project without a certificate of need.

It should be noted that this determination is binding only for the facts represented by you. Consequently, if changes are made in the project or in the facts provided in your correspondence referenced above, a new determination as to whether a certificate of need is required would need to be made by the Certificate of Need Section. Changes in a project include, but are not limited to: (1) increases in the capital cost; (2) acquisition of medical equipment not included in the original cost estimate; (3) modifications in the design of the project; (4) change in location; and (5) any increase in the number of square feet to be constructed.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

Michael J. McKillip
Project Analyst

Craig R. Smith, Chief
Certificate of Need Section



Mckillip, Mike

From: Catharine Cummer [catharine.cummer@duke.edu]
Sent: Thursday, January 19, 2012 2:45 PM
To: Mckillip, Mike
Cc: Joyce Whitehead
Subject: Acquisition of software/data processing equipment for Duke University Hospital

Dear Mike:

I am writing to notify you of a proposed capital expenditure by Duke University Health System of approximately \$1.25 million to upgrade clinical software and replace computers utilized in the Perioperative environment at Duke University Hospital. The upgrade will support a Perioperative data archiving strategy for information that is heavily utilized for research, patient care improvements, and meeting and reporting regulatory requirements.

It is our understanding that, given its cost, this project is not a new institutional health service which requires a certificate of need, and that, even if the cost exceeded \$2 million, the project would still be exempt from review as necessary "to provide data processing equipment." GS 131E-184(3). We would appreciate it if you could confirm our understanding that this project does not require a certificate of need. If you need further information, please let me know.

Thank you very much for your attention to this request.

Yours,
Catharine

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