



NC DEPARTMENT OF HEALTH AND HUMAN SERVICES

ROY COOPER • Governor
MANDY COHEN, MD, MPH • Secretary
MARK PAYNE • Director, Division of Health Service Regulation

February 15, 2019

Catharine W. Cummer
3100 Tower Blvd. Suite 1300
Durham, NC 27707

Exempt from Review

Record #: 2872
Facility Name: Duke Health Center Southpoint
FID #: 170278
Business Name: Duke University Health System
Business #: 640
Project Description: Upgrade infrastructure to include rooftop air handing units and exhaust fans, new roof, windows, storefront system, exterior repairs and resurface the parking lot
County: Durham

Dear Ms. Cummer:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency), determined that based on your letter of February 4, 2019, the above referenced proposal is exempt from certificate of need review in accordance with N.C. Gen. Stat. §131E-184(4). Therefore, you may proceed to offer, develop or establish the above referenced project without a certificate of need.

However, you need to contact the Agency's Construction and Acute and Home Care Licensure and Certification Sections to determine if they have any requirements for development of the proposed project.

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 Agency. 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,

Bernetta Thorne-Williams
Bernetta Thorne-Williams
Project Analyst

Martha J. Frisone
Martha J. Frisone
Chief, Healthcare Planning and
Certificate of Need Section

cc: Construction Section, DHSR
Acute and Home Care Licensure and Certification Section, DHSR
Melinda Boyette, Administrative Assistant, Healthcare Planning, DHSR

NC DEPARTMENT OF HEALTH AND HUMAN SERVICES • DIVISION OF HEALTH SERVICE REGULATION
HEALTHCARE PLANNING AND CERTIFICATE OF NEED SECTION

LOCATION: 809 Ruggles Drive, Edgerton Building, Raleigh, NC 27603
MAILING ADDRESS: 809 Ruggles Drive, 2704 Mail Service Center, Raleigh, NC 27699-2704
www.ncdhhs.gov/dhsr • TEL: 919-855-3873



Catharine W. Cummer
Regulatory Counsel, Strategic Planning



February 4, 2019

Via Electronic Mail

Ms. Martha Frisone
Ms. Bernetta Thorne-Williams
Healthcare Planning and Certificate of Need Section
Division of Health Service Regulation
2704 Mail Service Center
Raleigh, NC 27699-2704

Re: DUHS Infrastructure Project – Duke Health Center at Southpoint


Dear Ms. Frisone:

On behalf of the Duke University Health System, I am writing to notify you of a project to be undertaken by the Duke University Health System in Durham and to request the Section's written confirmation that this project is exempt from certificate of need review.

Duke University Health System (DUHS) is planning to spend more than \$2 million to design and upgrade infrastructure at Duke Health Center at Southpoint (6301 Herndon Road, Durham NC). Duke purchased the building, which houses both hospital and physician clinic services, in 2017, and due diligence study indicates that systems and building infrastructure upgrades are necessary. Duke will replace the rooftop air handling units and exhaust fans and install a new roof, windows and storefront system. It will also repair areas of the exterior skin and resurface the parking lot.

It is our understanding that this project is exempt from certificate of need review pursuant to Section 131E-184(4), as it is needed "[t]o provide parking, heating or cooling systems, elevators, or other basic plant or mechanical improvements, unless these activities are integral portions of a project that involves the construction of a new health service facility or portion therefor and that is subject to certificate of need review." This project is not integral to any other construction project that would otherwise require a CON. We would appreciate your review of this notice and confirmation of our understanding. Please let me know if you have any questions or if we can provide you any further information.

Very truly yours,


Catharine W. Cummer