PUBLIC NOTICE

Scheduling of Public Hearings for Certificate of Need Applications
During the COVID-19 Pandemic

RALEIGH — Public hearings for certificate of need applications are scheduled only if they are required by law. The law requires that a public hearing be held if the capital cost of a project proposed in a certificate of need application is $5,000,000 or more, the review is competitive or a written request to hold a public hearing is received by the Healthcare Planning and Certificate of Need Section during the 30-day public comment period for the review.

During the COVID-19 pandemic, the Healthcare Planning and Certificate of Need Section asks that no one request a public hearing be held due to the number of people allowed to gather in indoor spaces at this time, social distancing guidelines and restrictions on locations to hold a public hearing.

If a public hearing was required by law, those who would have made remarks at that public hearing, including the applicant responding to public comments received during the 30-day public comment period, will be allowed to submit their remarks in writing, via email, to the project analyst assigned to the review. To determine which project analyst to email the remarks to, visit the Healthcare Planning and Certificate of Need website at https://info.ncdhhs.gov/dhsr/coneed/applicationlogs.html.

Remarks submitted in lieu of a public hearing must be received no later than 5:30 p.m. on the 20th day of the month after the last day to submit written comments. If the 20th day falls on a weekend or holiday, the last day to submit remarks is the last business day before the weekend or holiday. The following table shows the deadlines for the remainder of the review periods in 2020.
The applicant will have an opportunity to respond to any comments received during the 30-day public comment period and any written remarks submitted in lieu of a public hearing. Within three business days of receipt of the remarks, the project analyst will notify the applicant that comments or remarks were received and request that the applicant provide a response within 10 business days of the analyst’s notice. The applicant’s response will be a public record and a copy will be provided to those requesting it, if requested in writing to the project analyst assigned to the review. The applicant’s response will not be posted to the website.

Since the certificate of need law does not provide an opportunity for commenters to submit a response to the applicant’s response, responses to the applicant’s response will not be considered by the agency during the review.

For more information contact:

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