



NC DEPARTMENT OF
**HEALTH AND
HUMAN SERVICES**

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

VIA EMAIL ONLY

August 31, 2021

Kristy Hubard
Kristy.hubard@nhrmc.org

No Review

Record #: 3670
Date of Request: August 19, 2021
Facility Name: Novant Health New Hanover Regional Medical Center
FID #: 943372
Business Name: Novant Health New Hanover Regional Medical Center, LLC
Business #: 3330
Project Description: Acquire two Intuitive daVinci Xi Surgical Systems
County: New Hanover

Dear Ms. Hubard:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency) received your correspondence regarding the project described above. Based on the CON law **in effect on the date of this response to your request**, the project as described is not governed by, and therefore, does not currently require a certificate of need. If the CON law is subsequently amended such that the above referenced proposal would require a certificate of need, this determination does not authorize you to proceed to develop the above referenced proposal when the new law becomes effective.

This determination is binding only for the facts represented in your correspondence. If changes are made in the project or in the facts provided in the correspondence referenced above, a new determination as to whether a certificate of need is required would need to be made by this office.

Please do not hesitate to contact this office if you have any questions.

Sincerely,

Tanya M. Saporito

Micheala Mitchell
Chief

cc: Acute and Home Care Licensure and Certification Section, 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
<https://info.ncdhhs.gov/dhsr/> • TEL: 919-855-3873

AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

August 19, 2021

Ms. Micheala Mitchell, Chief
Healthcare Planning and Certificate of Need Section
Division of Health Service Regulation
NC Department of Health and Human Services
2704 Mail Service Center
Raleigh, North Carolina 27699-2704

RE: Request for Exemption to Certificate of Need Review for Acquisition of an Intuitive daVinci Xi
Surgical System / New Hanover County
FID # 943372


Dear Ms. Mitchell,

This letter is intended to provide advance notice to the Healthcare Planning and Certificate of Need ("CON") Section that Novant Health New Hanover Regional Medical Center ("NHNHRMC") is planning to acquire medical equipment, specifically, two Intuitive daVinci Xi Surgical Systems for use at the hospital. The individual cost of each medical equipment is \$725,000. There are no other project costs associated with the acquisition of the medical equipment.

Under the CON statute, robotic surgical system equipment is not specifically subject to CON review unless the cost of acquiring the equipment meets the \$750,000 threshold for "Major Medical Equipment" set forth in N.C.G.S. 131E-176(14o). Here the cost of the equipment, including all costs to make the equipment operational, will not exceed \$750,000 each. Accordingly, NHNHRMC requests that the Section issue a written determination confirming that its proposed acquisition of two Intuitive daVinci Xi Surgical Systems to be located on its main campus are not subject to CON review.

If you have any questions or need additional information, please do not hesitate to contact me at (910) 667-5908.

Sincerely,



Kristy Hubard
Chief Strategy Officer
Novant Health New Hanover Regional Medical Center