

1 10A NCAC 14C .2803 is proposed for readoption with substantive changes as follows:

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3 **10A NCAC 14C .2803 PERFORMANCE STANDARDS**

4 ~~(a) An applicant proposing to establish new rehabilitation beds shall not be approved unless the average occupancy,~~
5 ~~over the nine months immediately preceding the submittal of the application, of the total number of licensed~~
6 ~~rehabilitation beds within the facility in which the new beds are to be operated was at least 80 percent.~~

7 ~~(b) An applicant proposing to establish new rehabilitation beds shall not be approved unless occupancy is projected~~
8 ~~to be 80 percent for the total number of rehabilitation beds to be operated in the facility no later than two years~~
9 ~~following completion of the proposed project.~~

10 An applicant proposing to develop rehab beds pursuant to a need determination in the annual State Medical Facilities
11 Plan in effect as of the first day of the review period shall:

12 (1) provide projected utilization of all existing, approved, and proposed rehab beds on the hospital
13 license during each of the first three full fiscal years of operation following completion of the
14 project;

15 (2) document that the occupancy rate for all existing, approved, and proposed rehab beds on the hospital
16 license shall be at least 70 percent during the third full fiscal year of operation following completion
17 of the project; and

18 (3) provide the assumptions and methodology used to provide the projected utilization and occupancy
19 rate required in Items (1) and (2) of this Rule.

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21 *History Note: Authority G.S. 131E-177; ~~131E-183~~; 131E-183(b);*
22 *Eff. November 1, ~~1996~~; 1996;*
23 *Readopted Eff. January 1, 2023.*