

59A-3.066 Licensure Procedure.

(1) No change

(2) All applicants or licensees requesting licensure for the operation of a hospital under the provisions of Chapter 395, F.S., must make application to the Agency, ~~as required by Rule 59A-35.040 and 59A-35.060, F.A.C. on Health Care Licensing Application Hospital, AHCA Form 3130-8001, July 2022, incorporated by reference, and available at <https://www.flrules.org/Gateway/reference.asp?No=Ref 14971>. Applicants for renewal and changes during licensure may submit the Health Care Licensing Online Application, Hospital, AHCA Form 3130-8001OL, July 2022, incorporated by reference and available at <https://www.flrules.org/Gateway/reference.asp?No=Ref 14972>. The application forms are available online at <http://www.ahca.myflorida.com/HQALicensureforms> or, for online submissions, at <http://apps.ahca.myflorida.com/SingleSignOnPortal>. Applicants must receive a standard or provisional license prior to the acceptance of patients for care or treatment.~~

(a) through (i) No change

(3) through (8) No change

(9) Each hospital must be designated by a distinctive name, and the name may not be changed without first notifying the Agency's licensing unit ~~agency~~ and receiving approval in writing. Duplication of an existing hospital name is prohibited in new hospitals. Fictitious names must be registered with the Florida Department of State Division of Corporations, as required by the Department of State.

(10) A hospital may be designated as a statutory teaching hospital, behavioral health teaching hospital, or family practice teaching hospital upon documentation of the qualifications to the satisfaction of the Agency.

(a) Statutory Teaching Hospital (STH). A hospital meeting the definition of teaching hospital per s. 408.07, F.S. may petition the Secretary of the Agency for STH designation. The petition must contain evidence of:

1. A contract or other document confirming an affiliation with an accredited Florida medical school;

2. At least seven accredited graduate medical education programs verifying the number of approved resident slots, number of currently filled resident slots, training locations, and length of training at each location for the program year(s) for each program; and

3. Presence of 100 or more full-time equivalent (FTE) residents verifying the name and license number of each resident by program, program year, and allocated FTE value.

(b) Behavioral Health Teaching Hospital (BHTH). To be designated as BHTH, a hospital currently designated as STH must submit a change during licensure period application with documentaion verifying the requirements of (b) through (e) of Section 395.902(2), F.S. are met.

(c) Family Practice Teaching Hospital (FPTH). To be designated as FPTH, a hospital must submit a change during licensure period application with documentaion of all graduate medical education programs offered at the hospital, verifying the number of approved resident slots and number of filled resident slots for each program. To maintain the designation, the hospital must document meeting the requirements of Section 395.806(1)(c) and (2), F.S.

(11) A hospital meeting the qualifications per Section 395.607, F.S. may apply to convert its current classification to Class V rural emergency hospital by submitting a change during licensure period application. The application will not be approved unless the hospital:

(a) Removes inpatient beds from its licensed bed inventory, except for skilled nursing beds;

(b) Has a current transfer agreement with a Level I or Level II trauma center;

(c) Submits a plan outlining the hospital's actions for conversion to and operation as a rural emergency hospital, including:

1. A transition plan identifying the hospital services retained, modified, added, and discontinued;

2. A service plan identifying staffing provisions and number and type of qualified staff to provide emergency services, observation care, outpatient services, and other medical and health services provided by the hospital;

3. A financial plan detailing how the hospital intends to use the additional Medicare facility payment to support such services as operation and maintenance of the facility and the provision of outpatient and support services; and

(d) Submits an attestation of compliance for rural emergency hospital enrollment and conversion, stating the hospital is currently enrolled in the Medicare program as a rural hospital with not more than 50 beds, or a critical access hospital, and is in compliance with the Conditions of Participatieon in 42 C.F.R., Part 485, Subpart E.

(12) Effective July 1, 2025, each hospital offering emergency services and care shall submit a nonemergent care access plan (NCAP) as part of the hospital's initial, renewal, or change of ownership application.

(a) The NCAP must meet the criteria specified in Section 395.1055(1)(j), F.S.

(b) For each subsequent renewal, the hospital shall also provide data demonstrating the implementation and results of the NCAP, including:

1. The number of patients presenting to the emergency department with nonemergent health care needs;
2. The number of patients presenting to the emergency department indicating a lack of regular access to primary care;
3. A narrative describing the compliance with s. 395.1041, F.S. and 42 U.S.C. s. 1395dd.
4. A narrative describing the effectiveness of reducing the number of patients presenting for nonemergent care or lack of regular access to a primary care provider.
5. A narrative describing the outreach to Medicaid managed care plans to effectuating a relationship between the patient and a primary care provider.

Rulemaking Authority 395.003, 395.004, 395.1055, 395.902, 408.033, 408.819 FS. Law Implemented 395.003, 395.004, 395.0161, 395.1055, 395.607, 395.806, 395.902, 408.033, 408.805, 408.806, 408.809, 408.811 FS. History—New 9-4-95, Amended 6-18-96, Formerly 59A-3.203, Amended 10-16-14, 1-16-23, _____.