

From: Taylor, Richele
To: Wilson, David <WILSONDE@dhec.sc.gov>
Glaccum, David <DavidGlaccum@gov.sc.gov>
CC: Taylor, Marshall <taylorwm@dhec.sc.gov>
Wolfe, Jay <JayWolfe@gov.sc.gov>
Date: 12/30/2016 7:36:00 PM
Subject: RE: Draft CON Proviso

David,

D. Glaccum will not be available Tuesday or Wednesday, but Jay and I can meet with you. What time works best for you and Marshall?

Richele

Richele K. Taylor
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Office of the Governor
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From: Wilson, David [mailto:WILSONDE@dhec.sc.gov]
Sent: Thursday, December 29, 2016 11:56 AM
To: Glaccum, David <DavidGlaccum@gov.sc.gov>
Cc: Taylor, Marshall <taylorwm@dhec.sc.gov>; Wolfe, Jay <JayWolfe@gov.sc.gov>; Taylor, Richele <RicheleTaylor@gov.sc.gov>
Subject: Re: Draft CON Proviso

Hi David,

I hope you and your family had a great Christmas. Are you available late next Tuesday or Wednesday afternoon to discuss with Marshall and me ?

Thanks, David

Sent from my iPad

On Dec 22, 2016, at 4:19 PM, "Glaccum, David" <DavidGlaccum@gov.sc.gov> wrote:

David / Marshall,

I hope y'all are well and are set for a nice Christmas.

Per our earlier conversations, below is a draft of proviso language for CON. It is an attempt to accomplish two things: 1) prohibit DHEC funds being used to enforce the CON statute thereby suspending its provisions, and 2) allow health care companies the latitude to expand notwithstanding CON provisions without the threat of subsequent enforcement. This has not been approved by Richele (copied to this email), but in the essence of time I figured I would circulate to everyone at once. My apologies for the delay in getting this to you and thank you in advance for taking a look.

I welcome y'all's feedback.

DMG

34.New. (DHEC: Certificate of Need Funding): No funds appropriated to the Department of Health and Environmental Control may be used to enforce Article 3, Chapter 7, Title 44, S.C. Code of Laws, the "State Certification of Need and Health Facility Licensure Act," thereby suspending the application of its provisions. Accordingly, any new or expanding health care facility may move forward without regard to the provisions of Article 3, Chapter 7, Title 44, S.C. Code of Laws, and no subsequent enforcement action can be taken against a new or expanding health care facility for noncompliance with these provisions, when noncompliance only took place during the time the application of the provisions was suspended.

DAVID M. GLACCUM

Deputy Chief of Staff, Budget and Policy

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