

**NOTICE OF DECISION ON REQUEST FOR DETERMINATION OF WHETHER
A CERTIFICATE OF NEED (CON) IS REQUIRED
THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES**

In accordance with 7 AAC 07.031, the Department of Health and Social Services (DHSS) determines that a certificate of need is not required for the project/activity described below:

Project/Activity: Muldoon, North and SASC are all currently licensed ambulatory surgery centers within Anchorage. ASC North and SASC have one operating room each and Muldoon operates as a co-located but temporally separated facility from North. Muldoon, North and SASC desire to engage in a business reorganization and upon completion of the business reorganization the new business entity desires to relocate all of the existing facilities to a single consolidated site of approximately 11,000 square feet located at 1917 Abbott Road, Suite 100 in Anchorage, Alaska. This location is where South Anchorage Surgery Center is currently co-located with Advanced Pain Centers of Alaska.

Summary of Decision: In accordance with A.S. 18.07 and 7 AAC 07, the project does require a CON. The project involves relocating not one but two ambulatory surgery centers (North and Muldoon) to an existing ambulatory surgery center site (SASC). The intent of the AS 18.07.031(c) provision is to allow *a person* to relocate an ambulatory surgery center within the same community, not multiple surgery centers to merge through a business re-organization and move to a separate, existing surgery center site.

Regardless of the fact that the proposed reorganization and move will not increase capacity and categories of health services currently provided, the Department finds that Muldoon, North, and SASC's proposed business reorganization and relocation, as described in its request for determination does require a CON because it is not a valid exercise of AS 18.07.031(c).

Copies of the request for determination and this decision are available on the Certificate of Need website at: <http://hss.state.ak.us/Apps/CertNeed/>. Copies may also be obtained by contacting the Certificate of Need Program Coordinator by mail, phone, FAX, or email as follows:

Alexandria Hicks, Coordinator
Certificate of Need Program
3601 C Street, Suite 978
Anchorage, AK 99503-5924
Phone: (907) 754-3428; FAX: (907) 334-2220
Email: Alexandria.hicks@alaska.gov

A person who requested a determination under 7 AAC 07.031 may seek reconsideration of the determination by submitting a written request for reconsideration to the department at the address listed above. A request for reconsideration must be postmarked no later than 30 days after the date of this determination and be made in conformance with 7 AAC 07.033.

DATE: February 26, 2018
Anchorage, Alaska

/s/Alexandria Hicks
Certificate of Need Program Coordinator