

Mills, Michael

From: Mills, Michael
Sent: Wednesday, April 14, 2010 2:04 PM
To: 'Julie_Long@ssmhc.com'
Subject: RE: clarification on required procedure for obligation

Permit
#08-050

Hello Julie:

Based on Section 5 of the revised Illinois Health Facilities Planning Act, a separate/distinct report of obligation is no longer required; however, as you stated, obligation is still required by the date specified in the permit--either 12 or 18 months after Board approval, depending of the scope of the project.

The language in the Illinois Administrative Code which you attached (Title 77, Sec. 1130.720) has not yet been changed to be consistent with the Act.

Your recollection of our conversation is accurate. You may report **timely** obligation of a major construction project (required no later than 18 months after permit issuance) as part of the second annual progress report.

Please let me know if you have additional questions or need further reassurance.

Thank you.
Mike

From: Julie_Long@ssmhc.com [mailto:Julie_Long@ssmhc.com]
Sent: Wednesday, April 14, 2010 1:19 PM
To: Mills, Michael
Subject: clarification on required procedure for obligation

Hello Mr. Mills,

I hope all is well! You and I spoke by phone shortly after we submitted our Annual Progress Report (Good Samaritan Regional Health Center replacement hospital, Medical Office Building, and Ambulatory Surgery Center in Mt. Vernon).

Our replacement hospital project will be obligated early this summer. I understood from our conversation that we are no longer required to submit a report within 30 days of obligation. Rather, the new procedure allows us to demonstrate proof of obligation (within 18 months from issuance of the permit) in our next annual Progress Report, which would be due in January 2011.

I came across this document (attached) which outlines requirement for obligation. It indicates a report must be filed within 30 days. Perhaps this document is outdated, but I want to verify with you since it is still accessible online. Would you mind to provide me with written clarification, so we are sure to be in compliance!

Thank you very much,

Julie Long
Vice President of Strategic Planning & Marketing
SSM Health Care -- St. Mary's Good Samaritan
Office: 618.436.6535
Fax: 618.436.8046

Confidentiality Notice: This email message, including any attachments, is for the sole use of the intended

recipient(s) and may contain confidential and privileged information. Any unauthorized review, use, disclosure or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply email and destroy all copies of the original message.

Joint Committee on Administrative Rules
ADMINISTRATIVE CODE

TITLE 77: PUBLIC HEALTH
CHAPTER II: HEALTH FACILITIES PLANNING BOARD
SUBCHAPTER b: OTHER BOARD RULES
PART 1130 HEALTH FACILITIES PLANNING PROCEDURAL RULES
SECTION 1130.720 OBLIGATION

Section 1130.720 Obligation

- a) Projects for construction, establishment or modification must be obligated no later than:
 - 1) 18 months for major construction projects; or
 - 2) 12 months for all projects that do not include major construction; or
 - 3) The HFPB completion date of the permit, if it occurs before the above-mentioned deadlines.
- b) Projects that have no cost shall be considered obligated upon HFPB issuance of a permit.
- c) Permits for projects that have a cost and that have not been obligated as stated in this Section shall be considered expired and the project abandoned. Failure to obligate as stated shall subject the permit holder to fines pursuant to Section 1130.790(d)(1).
- d) The permit holder of a project that has a cost shall submit a notarized verification by an authorized representative that the project has been obligated on a stated date certain; that the financial resources to fund the project are available or otherwise committed; and that the project's cost, scope, design, square footage, number of beds or stations, etc. (as applicable) are in compliance with that which HFPB has approved. This submittal must be made within 30 days after obligation. Failure by the permit holder to report obligation in accordance with these provisions shall subject the permit holder to the sanctions and penalties provided by the Act and this Subpart.

(Source: Amended at 30 Ill. Reg. 14852, effective September 1, 2006)