

A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend, on a temporary basis, the Health Services Planning Program Re-establishment Act of 1996 to provide hospitals and health care service providers with a valid certificate of need that expired during or within 30 days prior to the declaration of a public health emergency a waiver from the need to renew the certificate of need until 60 days after the end of the public health emergency.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Good Faith Waiver of Certificates of Need for Health Care Providers Temporary Amendment Act of 2021”.

Sec. 2. Section 12 of the Health Services Planning Program Re-establishment Act of 1996, effective April 9, 1997 (D.C. Law 11-191; D.C. Official Code § 44-411) is amended by adding a new subsection (e) to read as follows:

“(e) Notwithstanding subsection (a) of this section, a certificate of need that expired during or within 30 days prior to the Mayor’s declaration of a public health emergency pursuant to section 5a of the District of Columbia Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official Code § 7-2304.01) shall continue to remain effective and valid until 60 days after the end of the public health emergency.”.

35 Sec. 3. Fiscal impact statement.

36 The Council adopts the fiscal impact statement of the Budget Director as the fiscal impact
37 statement required by section 4a of the General Legislative Procedures Act of 1975, approved
38 October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

39 Sec. 4. Effective date.

40 (a) This act shall take effect following approval by the Mayor (or in the event of veto by
41 the Mayor, action by the Council to override the veto), a 30-day period of congressional review
42 as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December
43 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and the publication in the District
44 of Columbia Register.

45 (b) This act shall expire after 225 days of its having taken effect.

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