

1  
2  
3 **RESOLUTION 43-09A**  
4

5 **Title: Duplication of Certificate of Need Process**  
6  
7 **Introduced by: Pradeep Nagaraju, MD, for the Young Physicians Section**  
8  
9 **Original Author: Bobby Mukkamala, MD**  
10  
11 **Referred to: Reference Committee B**  
12  
13 **House Action: Referred to the Board for Study**  
14

---

15  
16 **Whereas, the state of Michigan already has a process by which it certifies**  
17 **the need for ambulatory surgery center (ASC) operating rooms**  
18 **([http://www.michigan.gov/documents/dleg/MR14\\_081508\\_245624\\_7.pdf](http://www.michigan.gov/documents/dleg/MR14_081508_245624_7.pdf)), and**  
19

20 **Whereas, this need is based on number of cases performed and is an**  
21 **elaborate, onerous process in and of itself, and**  
22

23 **Whereas, it is only upon receiving this certification that an ASC is permitted**  
24 **to begin using its operating rooms, and**  
25

26 **Whereas, Blue Cross Blue Shield of Michigan (BCBSM) has its own**  
27 **“certification of need” requirements on top of the state requirements, and**  
28

29 **Whereas, BCBSM requirements for certification are even more onerous and**  
30 **require that the non-certified rooms in an ASC be completely disconnected (no**  
31 **lights, oxygen, etc.), and**  
32

33 **Whereas, this duplication of certification requirements is, in effect, a**  
34 **restriction of trade; therefore be it**  
35

36 **RESOLVED: That MSMS pursue, through dialogue with the insurance**  
37 **commissioner in Michigan and legislative means, a stop to Blue Cross Blue Shield**  
38 **of Michigan participating in assessment of need of an ambulatory surgery center**  
39 **once it receives certification of need from the state; and be it further**  
40

41 **RESOLVED: That MSMS pursue, through dialogue with the insurance**  
42 **commissioner and legislative means, reform that prohibits Blue Cross Blue Shield**  
43 **of Michigan from dictating how many rooms an ambulatory surgery center can**  
44 **use in its operations once it has determined that the ambulatory surgery center is**  
45 **approved to participate.**  
46

---

47  
48 **WAYS AND MEANS COMMITTEE FISCAL NOTE: NONE**