

65-452. Same; exceptions. This act shall not apply to the following:

- (a) The total relocation of a hospital's licensed beds from one physical facility or site within the community to another physical facility or site within the same community if the relocating hospital is the only hospital in the community;
- (b) consolidation of two or more hospitals located within the same community, if the maximum licensed bed capacity after consolidation is set at a level which would accommodate a 70% rate of occupancy based on the aggregate average daily census of the consolidating hospitals during the previous fiscal year of each hospital;
- (c) the relocation or redistribution of hospital beds within a hospital building or identifiable complex of buildings on the same site if the relocation or redistribution does not result in an increase in the overall licensed bed capacity at that site;
- (d) a project for which a hospital holds a valid certificate of need under K.S.A. 65-4801 *et seq.*, and amendments thereto, and which project is not yet completed; or
- (e) a hospital which is owned or operated by the federal or state government.

History: L. 1985, ch. 204, § 3; July 1.