



May 29, 2008

Clyde L. Reese, III  
General Counsel  
Department of Community Health  
2 Peachtree Street, 5<sup>th</sup> Floor  
Atlanta, GA 30303

RE: SB433 Administrative Rules – Letter of Determination – Single Specialty ASC

Dear Mr. Reese:

Thank you for the opportunity to request clarification regarding applicability of SB433 to specific situations as the July 1, 2008 implementation date nears. The following questions relate to a project in which the physician group will build a new practice location incorporating services that are appropriate to the practice specialty including a single specialty ambulatory surgery center.

- Will the LNR process be required including application and defined timeline?
- Will leased equipment (operating lease or cost per case) be attributable to the capital threshold?
- Does simultaneous development apply when there is new office space with ancillaries and the ambulatory surgery center?

Thank you for your review of the questions. If you need additional information, please don't hesitate to call me.

Sincerely,

A handwritten signature in cursive script that reads "Gayle R. Evans".

Gayle R. Evans  
President