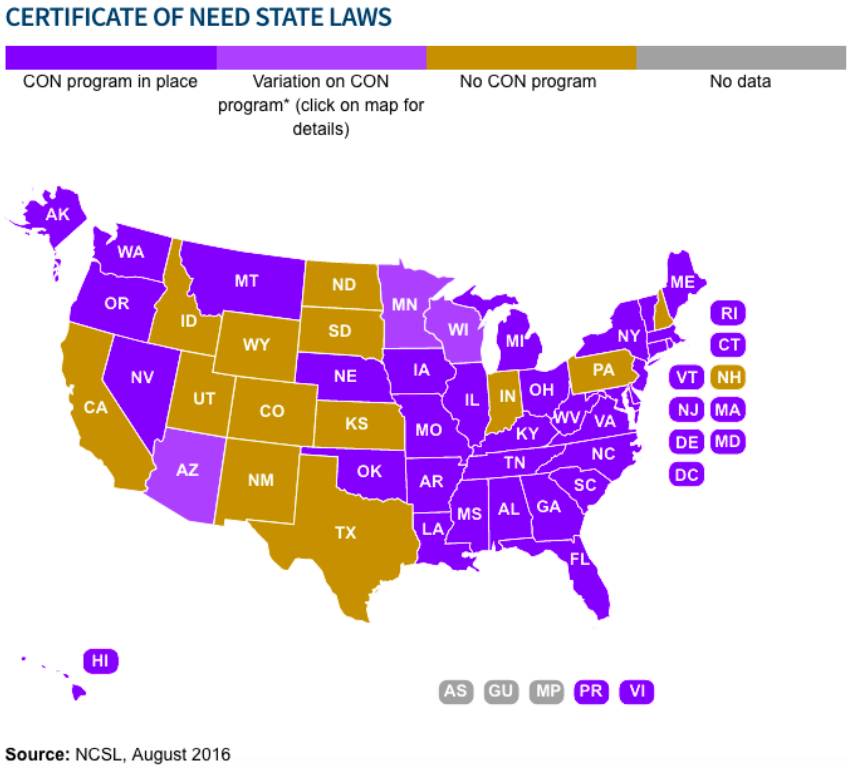
MISSOURI CENTURY FOUNDATION

REGULATORY REFORM
CERTIFICATE OF NEED

MISSOURI'S CERTIFICATE OF NEED LAW IMPAIRS PATIENT CHOICE, ACCESS TO CARE, AND COMPETITION IN THE HEALTHCARE MARKET.



Source: NCSL, August 2016

WHAT IS CERTIFICATE OF NEED?

Certificate of Need (CON) laws require state approval to build new healthcare facilities, expand existing facilities, or purchase major medical equipment.

Missouri's CON law has been in place since 1980.

15 states, including Kansas, have repealed their CON programs.

MISSOURI SHOULD REPEAL CON

- **CON LAWS ARE ANTI-COMPETITIVE AND DO NOT REDUCE COSTS.**
  The laws were originally intended to reduce costs, but CON programs are now associated with higher costs and expenditures.[1]
- **CON LAWS DO NOT INCREASE ACCESS TO CARE.**
  CON laws actually work to restrict innovative new healthcare facilities from entering the market.[2]
- **CON LAWS LEAVE OPEN THE POTENTIAL FOR POLITICAL INFLUENCE ON THE HEALTHCARE MARKET.**
  The Missouri Healthcare Facilities Review Committee reviews and approves all applications for a CON.

  Market participants should determine whether there is a need for new or expanded healthcare facilities, not appointed regulators.

[1] https://www.mercatus.org/system/files/mercatus-mitchell-con-v2_0.pdf
[2] http://showmeinstitute.org/blog/health-care/because-certificate-need-doctor-will-see-you-kansas