

**SUMMARY OF REQUEST**

**DATE:** April 26th, 2023

**FACILITY:** Broward Health Medical Center (“BHMC”), Broward Health Coral Springs (“BHCS”).

**PROGRAM/PRODUCT LINE:** Pediatric surgery call coverage.

**REQUEST:** Approval to enter into Emergency Department pediatric surgery concurrent call coverage at BHMC and BHCS above the 90<sup>th</sup> percentile and pediatric surgery non-concurrent call coverage at BHMC above the 90th percentile.


**PURPOSE:** To continue to provide required call coverage for pediatric surgical services.

**CAPITAL REQUIRED:** Not Applicable

**FINAL FMV REPORT RECEIVED<sup>1</sup>:** Date of Final FMV Report: February 15, 2023

Name of the person attesting that Final FMV Report has been received and that final FMV Report percentile is identical to FMV percentile stated in this report.

Name: Heather Havericak


Signature: 

**FISCAL IMPACT:** An independent third-party appraiser has determined: (1) the arrangement to be commercially reasonable, and (2) the total maximum compensation is within Fair Market Value (FMV).

**BUDGET STATUS:** Budgeted

**PRACTICIONER CV<sup>2</sup>:** None

**LEGAL REVIEW:** The contract is subject to General Counsel’s review and approval as to legal form and conditioned on no material changes in the approved business terms.

**APPROVED:**  Shane Strum  
04/18/2023 05:55 EDT  
DATE: \_\_\_\_\_  
Shane Strum, President/CEO

<sup>1</sup> This applies to physician/physician group contracts

<sup>2</sup> This applies to physician contracts

**M E M O R A N D U M**

**TO:** Board of Commissioners

**FROM:** Shane Strum, President/Chief Executive Officer

**DATE:** April 26th, 2023

**SUBJECT:** Approval to enter into Emergency Department pediatric surgery concurrent call coverage at BHMC and BHCS above the 90<sup>th</sup> percentile and pediatric surgery non-concurrent call coverage at BHMC above the 90th percentile.

**BACKGROUND**

The district is requesting approval to enter into contractual agreements above the 90th percentile for pediatric surgery concurrent call coverage at BHMC and BHCS and pediatric surgery non-concurrent call coverage at BHMC. All regions have documented and objectively determined there is a legitimate business purpose for qualified physicians to provide pediatric surgery call coverage services.

**PRACTICIONER C.V.<sup>3</sup>**

None

**ACTION/PROJECT DESCRIPTION**

Broward Health is requesting that the Board of Commissioners of the North Broward Hospital District authorize the district to enter concurrent and non-concurrent call coverage contracts benchmarked above the 90th percentile. A valuation report was completed by an independent third-party appraisal company which determined that the proposed arrangements are commercially reasonable, and the compensation is within fair market value.

**FINAL FMV REPORT<sup>4</sup>**

**Date of Final FMV Report:** February 14, 2023

**FINANCIAL/BUDGETARY IMPACT**

The proposed compensation for the call coverage arrangements are budgeted for fiscal year 2023.

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<sup>3</sup> This applies to physician contracts

<sup>4</sup> This applies to physician/physician group contracts

### JUSTIFICATION

The district has documented and objectively determined that there is a legitimate business purpose to continue to provide compensation for pediatric surgery call coverage services at BHMC and BHCS. Hospitals are required under the Emergency Medical Treatment and Active Labor Act of 1986 (“EMTALA”) to provide evaluation of management of patients presenting to its Emergency Department. In accordance with EMTALA, BHMC and BHCS have a documented need to contract with the physicians and physician groups to provide unrestricted call coverage for patients presenting to the hospitals’ Emergency Departments. Because of physician shortages, it has become essential for concurrent coverage to be provided to fulfill the need for ongoing patient care in these areas.

### STAFF RECOMMENDATION

**Therefore, it is requested that the Board of Commissioners of the North Broward Hospital District authorize the District to enter into Emergency Department pediatric surgery concurrent call coverage at Broward Health Medical Center and Broward Health Coral Springs above the 90<sup>th</sup> percentile and pediatric surgery non-concurrent call coverage at Broward Health Medical Center above the 90th percentile.**