

HOUSE BILL 8

J3

71r0439

(PRE-FILED)

By: **Delegates Haynes and Kirk**

Requested: October 13, 2006

Introduced and read first time: January 10, 2007

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Health Care Commission – Atlantic C–PORT II Trial: Non–Primary**
3 **Percutaneous Coronary Intervention Study**

4 FOR the purpose of requiring the Maryland Health Care Commission, on or before a
5 certain date and notwithstanding certain other provisions, to grant a certain
6 waiver for the Atlantic C–PORT II Trial: Non–Primary Percutaneous Coronary
7 Intervention Study; requiring the Commission to submit a report on the
8 findings of the Atlantic C–PORT II Trial: Non–Primary Percutaneous Coronary
9 Intervention Study on or before a certain date; providing for the termination of
10 this Act; and generally relating to the Atlantic C–PORT II Trial: Non–Primary
11 Percutaneous Coronary Intervention Study.

12 BY repealing and reenacting, with amendments,
13 Article – Health – General
14 Section 19–120(j)(1)
15 Annotated Code of Maryland
16 (2005 Replacement Volume and 2006 Supplement)

17 BY adding to
18 Article – Health – General
19 Section 19–125.1
20 Annotated Code of Maryland
21 (2005 Replacement Volume and 2006 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
2 MARYLAND, That the Laws of Maryland read as follows:

3 **Article – Health – General**

4 19–120.

5 (j) (1) **[A] SUBJECT TO § 19–125.1 OF THIS SUBTITLE, A** certificate of
6 need is required before the type or scope of any health care service is changed if the
7 health care service is offered:

8 (i) By a health care facility;

9 (ii) In space that is leased from a health care facility; or

10 (iii) In space that is on land leased from a health care facility.

11 **19–125.1.**

12 **NOTWITHSTANDING THE PROVISIONS OF § 19–120 OF THIS SUBTITLE, OR**
13 **ANY REGULATIONS, POLICIES, OR DECISIONS OF THE COMMISSION, ON OR**
14 **BEFORE OCTOBER 1, 2007, THE COMMISSION SHALL GRANT A WAIVER FROM**
15 **THE REQUIREMENT FOR ON-SITE CARDIAC SURGERY FOR HOSPITALS**
16 **PARTICIPATING IN THE ATLANTIC C–PORT II TRIAL: NON–PRIMARY**
17 **PERCUTANEOUS CORONARY INTERVENTION STUDY.**

18 SECTION 2. AND BE IT FURTHER ENACTED, That, on or before January 1,
19 2010, the Maryland Health Care Commission shall report to the Governor, and, in
20 accordance with § 2–1246 of the State Government Article, the Senate Finance
21 Committee and the House Health and Government Operations Committee, on the
22 findings of the Atlantic C–PORT II Trial: Non–Primary Percutaneous Coronary
23 Intervention Study.

24 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
25 June 1, 2007. It shall remain effective for a period of 3 years and, at the end of May 31,
26 2010, with no further action required by the General Assembly, this Act shall be
27 abrogated and of no further force and effect.