

HOUSE BILL 1610

J3

8lr3488

By: **Delegate Walkup**

Introduced and read first time: March 3, 2008

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Certificate of Need – Hospital Purchase, Merger, or Closure**

3 FOR the purpose of requiring an entity, including the University of Maryland Medical
4 System, to have a certificate of need before the entity purchases, leases, merges
5 with, or closes a hospital in a certain county; and generally relating to
6 certificate of need requirements for the purchase, lease, merger, or closure of
7 certain hospitals.

8 BY repealing and reenacting, with amendments,
9 Article – Health – General
10 Section 19–120(1)
11 Annotated Code of Maryland
12 (2005 Replacement Volume and 2007 Supplement)

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

15 **Article – Health – General**

16 19–120.

17 (1) (1) [A] **EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS**
18 **SUBSECTION, A** certificate of need is not required to close any hospital or part of a
19 hospital as defined in § 19–301 of this title if[:

20 (1) At] **AT** least 45 days before the closing or partial closing of a
21 hospital, including a State hospital, a person proposing to close all or part of the
22 hospital files notice of the proposed closing or partial closing with the Commission[;
23 and].

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (2) [For a hospital located in a county with fewer than three hospitals,
2 within 30 days after receipt of the notice of intent to close, the hospital, in consultation
3 with the Commission, holds a public informational hearing in the county where the
4 hospital is located] **NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION
5 OR THIS SUBTITLE, AN ENTITY, INCLUDING THE UNIVERSITY OF MARYLAND
6 MEDICAL SYSTEM, SHALL HAVE A CERTIFICATE OF NEED BEFORE THE ENTITY
7 PURCHASES, LEASES, MERGES WITH, OR CLOSES ANY HOSPITAL OR PART OF A
8 HOSPITAL IN A COUNTY WITH FEWER THAN THREE HOSPITALS.**

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
10 June 1, 2008.