

HOUSE BILL 840

J3

9lr2857
CF 9lr1993

By: **Delegates Carter and Oaks**

Introduced and read first time: February 11, 2009

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Health Care Commission – Certificates of Need – Extension**

3 FOR the purpose of requiring the Maryland Health Care Commission to grant an
4 extension of time under certain circumstances to a certain person holding a
5 certificate of need; requiring the Commission to renew the extension of time for
6 the certificate of need under certain circumstances; and generally relating to
7 certificates of need.

8 BY repealing and reenacting, without amendments,
9 Article – Health – General
10 Section 19–120(b)
11 Annotated Code of Maryland
12 (2005 Replacement Volume and 2008 Supplement)

13 BY repealing and reenacting, with amendments,
14 Article – Health – General
15 Section 19–120(c)
16 Annotated Code of Maryland
17 (2005 Replacement Volume and 2008 Supplement)

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

20 **Article – Health – General**

21 19–120.

22 (b) The Commission may set an application fee for a certificate of need for
23 health care facilities not assessed a user fee under this subtitle.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (c) (1) [The] **EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS**
2 **SUBSECTION, THE** Commission shall adopt rules and regulations for applying for and
3 issuing certificates of need.

4 (2) (I) **THE COMMISSION SHALL GRANT AN EXTENSION OF**
5 **TIME TO THE HOLDER OF A CERTIFICATE OF NEED ON THE SHOWING OF GOOD**
6 **CAUSE BY THE HOLDER.**

7 (II) **THE COMMISSION SHALL RENEW THE EXTENSION OF**
8 **TIME TO THE HOLDER OF A CERTIFICATE OF NEED ON A CONTINUED SHOWING**
9 **OF GOOD CAUSE BY THE HOLDER.**

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
11 October 1, 2009.