

# SENATE BILL 71

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9lr0010

(PRE-FILED)

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By: **Chair, Finance Committee (By Request - Departmental - Health and Mental Hygiene)**

Requested: October 6, 2008

Introduced and read first time: January 14, 2009

Assigned to: Finance

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## A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Health Care Commission - Certificate of Need Requirements**

3 FOR the purpose of altering certain certificate of need requirements relating to the  
4 closure of a hospital so as to include certain other health care facilities.

5 BY repealing and reenacting, with amendments,  
6 Article - Health - General  
7 Section 19-120(1)  
8 Annotated Code of Maryland  
9 (2005 Replacement Volume and 2008 Supplement)

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

12 **Article - Health - General**

13 19-120.

14 (1) A certificate of need is not required to close any [hospital] **HEALTH CARE**  
15 **FACILITY** or part of a [hospital] **HEALTH CARE FACILITY** as defined in [§ 19-301] §  
16 **19-114** of this title if:

17 (1) At least 45 days before the closing or partial closing of a [hospital,  
18 including a State hospital] **HEALTH CARE FACILITY**, a person proposing to close all or  
19 part of the [hospital] **HEALTH CARE FACILITY** files notice of the proposed closing or  
20 partial closing with the Commission; and

21 (2) For a hospital located in a county with fewer than three hospitals,  
22 within 30 days after receipt of the notice of intent to close, the hospital, in consultation

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 with the Commission, holds a public informational hearing in the county where the  
2 hospital is located.

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