

Chapter 802

(House Bill 1009)

AN ACT concerning

Public Health – Federally Qualified Health Centers Grant Program – Recovery of Funding

FOR the purpose of altering the number of years after completion of a project funded in part by a grant of the Federally Qualified Health Centers Grant Program after which the State may recover funding under certain circumstances; and generally relating to recovery proceedings and the Federally Qualified Health Centers Grant Program.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 24–1302
Annotated Code of Maryland
(2023 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 24–1306(a)
Annotated Code of Maryland
(2023 Replacement Volume)

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

Article – Health – General

24–1302.

(a) There is a Federally Qualified Health Centers Grant Program.

(b) On the recommendation of the Secretary, the Board of Public Works may make grants to counties, municipal corporations, and nonprofit organizations for:

(1) The conversion of public buildings or parts of public buildings to federally qualified health centers;

(2) The acquisition of existing buildings or parts of buildings for use as federally qualified health centers;

(3) The renovation of federally qualified health centers;

- (4) The purchase of capital equipment for federally qualified health centers; or
- (5) The planning, design, and construction of federally qualified health centers.

24-1306.

(a) **(1) The EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, THE** State may recover from either the transferor or transferee or, in the case of a property that has ceased to be a federally qualified health center, from the owner, an amount bearing the same ratio to the then current value of so much of the property as constituted an approved project as the amount of the State participation bore to the total eligible cost of the approved project, together with all costs and reasonable attorneys' fees incurred by the State in the recovery proceedings, if, ~~within [30] 15 years after completion of a project,~~ a property for which funds have been paid under this subtitle:

~~(1)~~ **(I)** Is sold or transferred to any person, agency, or organization that would not qualify as an applicant under this subtitle, or that is not approved as a transferee by the Board of Public Works; or

~~(2)~~ **(II)** Ceases to be a federally qualified health center as defined in this subtitle.

(2) THE STATE MAY NOT RECOVER UNDER PARAGRAPH (1) OF THIS SUBSECTION:

(I) IF THE PROPERTY WAS LEASED BY THE FEDERALLY QUALIFIED HEALTH CENTER, MORE THAN 15 YEARS AFTER COMPLETION OF THE PROJECT; OR

(II) IF THE PROPERTY WAS OWNED BY THE FEDERALLY QUALIFIED HEALTH CENTER, MORE THAN 30 YEARS AFTER COMPLETION OF THE PROJECT.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2024.

Approved by the Governor, May 16, 2024.