

Chapter 26

(Senate Bill 229)

AN ACT concerning

**Health Services Cost Review Commission – User Fee Assessment – Repeal of
Sunset**

FOR the purpose of repealing the termination date for a certain provision of law related to the maximum amount of total user fees that may be assessed on hospitals and related institutions by the Health Services Cost Review Commission; and generally relating to fees assessed by the Health Services Cost Review Commission.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 19–213(a), (b), and (c)
Annotated Code of Maryland
(2023 Replacement Volume and 2024 Supplement)

BY repealing and reenacting, with amendments,
Chapter 696 of the Acts of the General Assembly of 2022
Section 3

BY repealing and reenacting, with amendments,
Chapter 697 of the Acts of the General Assembly of 2022
Section 3

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

Article – Health – General

19–213.

(a) (1) In this section the following words have the meanings indicated.

(2) “Facilities” means hospitals and related institutions whose rates have been approved by the Commission.

(b) The Commission shall assess and collect user fees on facilities as defined in this section.

(c) (1) The total fees assessed by the Commission may not exceed the greater of:

(i) 0.1% of the immediately preceding fiscal year's budgeted, regulated, gross hospital revenue; or

(ii) The largest amount determined under this paragraph for a fiscal year during the immediately preceding 5 fiscal years.

(2) The total user fees assessed by the Commission may not exceed the Special Fund appropriation for the Commission by more than 20%.

(3) The user fees assessed by the Commission shall be used exclusively to cover the actual documented direct costs of fulfilling the statutory and regulatory duties of the Commission in accordance with the provisions of this subtitle and any administrative costs for services to the Commission provided by the Department.

(4) The Commission shall pay all funds collected from fees assessed in accordance with this section into the Health Services Cost Review Commission Fund.

(5) The user fees assessed by the Commission may be expended only for purposes authorized by the provisions of this subtitle.

(6) The amount specified in paragraph (1) of this subsection limits only the total user fees the Commission may assess in a fiscal year.

Chapter 696 of the Acts of 2022

SECTION 3. AND BE IT FURTHER ENACTED, That Section 1 of this Act shall take effect July 1, 2022. [Section 1 of this Act shall remain effective for a period of 3 years and, at the end of June 30, 2025, Section 1 of this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.]

Chapter 697 of the Acts of 2022

SECTION 3. AND BE IT FURTHER ENACTED, That Section 1 of this Act shall take effect July 1, 2022. [Section 1 of this Act shall remain effective for a period of 3 years and, at the end of June 30, 2025, Section 1 of this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.]

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2025.

Approved by the Governor, April 8, 2025.