

(2) The Commission shall consider and may approve under this subsection a certificate of need application to establish, build, operate, or participate in a health care project to provide a new medical service in a county if the Commission, in its sole discretion, finds that:

(i) The proposed medical service does not exist in the county that the project would be located;

(ii) The proposed medical service is necessary to meet the health care needs of the residents of that county;

(iii) The proposed medical service would have a positive impact on the existing health care system;

(iv) The proposed medical service would result in the delivery of more efficient and effective health care services to the residents of that county; and

(v) The application meets any other standards or regulations established by the Commission to approve applications under this subsection.

19-201.

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

(b) "Commission" means the State Health Services Cost Review Commission.

(c) "Facility" means, whether operated for a profit or not:

(1) Any hospital; or

(2) Any related institution.

(d) (1) "Hospital services" means:

(i) Inpatient hospital services as enumerated in Medicare Regulation 42 C.F.R. § 409.10, as amended;

(ii) Emergency services;

(iii) Outpatient services provided at the hospital; and

(iv) Identified physician services for which a facility has Commission-approved rates on June 30, 1985.

(2) "Hospital services" does not include:

(I) [outpatient] OUTPATIENT renal dialysis services; OR

(II) OUTPATIENT SERVICES PROVIDED AT A ~~CRITICAL ACCESS~~ LIMITED SERVICE HOSPITAL AS DEFINED IN § 19-301 OF THIS TITLE, EXCEPT FOR EMERGENCY SERVICES.

(e) (1) "Related institution" means an institution that is licensed by the Department as: