

CARE PROJECT WHICH:

(I) WAS NOT SUBJECT TO CERTIFICATE OF CCNFCMANCE REVIEW AS REQUIRED BY CHAPTER 222 OF THE ACTS OF 1968; AND

(II) WAS COMPLETED AND IN OPERATION ON OR BFFORE JUNE 1, 1978.

(3) A HEALTH CARE PROJECT WHICH RECEIVED A VALID CERTIFICATE CF CCNFCMANCE FROM THE STATE AGENCY PRIOR TO THE EFFECTIVE DATE OF THIS ACT SHALL BE DEEMED TO HAVE RECEIVED A VALID CERTIFICATE OF NEED PURSUANT TO THIS SUBTITLE.

(E) THE STATE AGENCY SHALL PROMULGATE RULES AND REGULATICNS AND SET STANDARDS REGARDING THE APPLICATION FOR AND ISSUANCE OF CERTIFICATES OF NEED IN ACCORDANCE WITH THE FEDERAL ACT AND THIS SUETITLE.

(C) IF THE STATE AGENCY RECEIVES AN APPLICATION FOR APPROVAL CF A CERTIFICATE OF NEED FOR A HEALTH CARE PROJECT WHICH WOULD EITHER CREATE A NEW HEALTH CARE SERVICE OR ABOLISE AN EXISTING HEALTH CARE SERVICE, IT SHALL NCTIFY THE FOLLGOWING GOVERNMENT OFFICIALS OF THE FILING OF THE AFFLICATICN:

(1) THE MEMBERS OF THE GENERAL ASSEMBLY IN WHOSE DISTRICT THE PRCJECT IS PROPOSED;

(2) THE CCUNTY CCUNCILMEN OR CCUNTY CCMMISSIONEES IN WHOSE CCUNTY THE PROJECT IS PROPOSED; AND

(3) THE CCUNTY EXECUTIVE, IF ONE EXISTS, IN WHOSE CCUNTY THE PROJECT IS PROPOSED.

(D) (1) ALL DECISIONS OF THE STATE AGENCY ON AN APPLICATION FOR A CERTIFICATE OF NEED SHALL BE GOVERNED BY THE APPROPRIATE HEALTH SYSTEM PLAN PROVIDED FOR UNDER THE FEDERAL ACT AND OTHER CRITERIA FOR REVIEW AS ESTABLISHED BY THE STATE AGENCY.

(2) IN ORDER TO PROPERLY REVIEW AN APPLICATION FOR A CERTIFICATE OF NEED, THE STATE AGENCY SHALL SEEK AND CCNSIDER DATA, INFORMATION, AND ADVICE FROM OTHER INTERESTED DEPARTMENTS AND AGENCIES OF THE STATE, BUT SUCH INPUT SHALL BE ADVISORY ONLY, AND THE STATE AGENCY SHALL ALONE HAVE FINAL AND ABSOLUTE AUTHORITY AND THE NON-DELEGABLE RESPCNSIBILITY TO ACT UPON AN APPLICATION FOR A CERTIFICATE OF NEED.

(E) AN APPLICATION FOR A CERTIFICATE OF NEED SHALL BE ACTED UPON AND DISPOSED OF BY THE STATE AGENCY NO LATER THAN 210 DAYS AFTER REGISTRATION.

59K. VICIATICNS.

THE CIRCUIT CCURT FOR THE CCUNTY WHERE A HEALTH CARE