

(6) (I) THE ACQUISITION OF AN EXISTING HEALTH CARE FACILITY ONLY IF THE NOTICE REQUIRED BY PARAGRAPH (II) IS NOT FILED OR THE STATE AGENCY FINDS WITHIN 30 DAYS AFTER IT RECEIVES THE NOTICE THAT THE SERVICES OR BED CAPACITY OF THE FACILITY BEING ACQUIRED WILL BE CHANGED.

(II) BEFORE ANY PERSON ENTERS INTO A CONTRACTUAL ARRANGEMENT TO ACQUIRE AN EXISTING HEALTH CARE FACILITY WHICH WILL REQUIRE THE OBLIGATION OF A CAPITAL EXPENDITURE, THE PERSON SHALL NOTIFY THE STATE AGENCY OF THE INTENT TO ACQUIRE THE FACILITY, THE SERVICES TO BE OFFERED IN THE FACILITY, AND THE FACILITY'S BED CAPACITY. THE NOTICE SHALL BE MADE IN WRITING AND SHALL BE MADE AT LEAST 30 DAYS BEFORE CONTRACTUAL ARRANGEMENTS ARE ENTERED INTO TO ACQUIRE THE FACILITY.

(L) "HEALTH MAINTENANCE ORGANIZATION" MEANS A PUBLIC OR PRIVATE ORGANIZATION, ORGANIZED UNDER ARTICLE 43, § 840 ET SEQ. OF THE CODE, WHICH:

(1) IS A QUALIFIED HEALTH MAINTENANCE ORGANIZATION UNDER THE FEDERAL PUBLIC HEALTH SERVICE ACT OF 1975, AS AMENDED; OR

(2) (I) PROVIDES OR OTHERWISE MAKES AVAILABLE TO ENROLLED PARTICIPANTS HEALTH CARE SERVICES, INCLUDING USUAL PHYSICIAN SERVICES, HOSPITALIZATION, LABORATORY, X-RAY, EMERGENCY AND PREVENTIVE SERVICES, AND OUT OF AREA COVERAGE;

(II) IS COMPENSATED (EXCEPT FOR COPAYMENTS), ON A PERIODIC BASIS WITHOUT REGARD TO THE DATE THE HEALTH CARE SERVICES ARE PROVIDED FOR BASIC HEALTH CARE SERVICES WITHOUT REGARD TO THE FREQUENCY, EXTENT, OR KIND OF HEALTH SERVICE ACTUALLY PROVIDED; AND

(III) PRIMARILY PROVIDES PHYSICIANS' SERVICES DIRECTLY THROUGH PHYSICIANS WHO ARE EITHER EMPLOYEES OR PARTNERS OF A HEALTH MAINTENANCE ORGANIZATION, OR THROUGH ARRANGEMENTS WITH INDIVIDUAL PHYSICIANS OR ONE OR MORE GROUPS OF PHYSICIANS ORGANIZED ON A GROUP PRACTICE OR INDIVIDUAL PRACTICE BASIS.

(M) "INSTITUTIONAL HEALTH SERVICES" MEANS HEALTH SERVICES WHICH ARE PROVIDED THROUGH HEALTH CARE FACILITIES, INCLUDING HEALTH CARE SERVICES OFFERED IN SPACE LEASED FROM HEALTH CARE FACILITIES OR IN A BUILDING LOCATED ON LAND LEASED FROM HEALTH CARE FACILITIES, WHICH INCUR ANNUAL OPERATING COSTS OF AT LEAST \$75,000 FOR A 12 MONTH PERIOD AS PROVIDED IN THE FEDERAL ACT

(N) "MAJOR MEDICAL EQUIPMENT" MEANS MEDICAL EQUIPMENT WHICH IS USED FOR THE PROVISION OF MEDICAL AND OTHER HEALTH SERVICES AND WHICH COSTS IN EXCESS OF \$150,000 THE VALUE OF STUDIES, SURVEYS, DESIGNS, PLANS, WORKING DRAWINGS, SPECIFICATIONS, AND OTHER ACTIVITIES ESSENTIAL TO THE ACQUISITION OF SUCH EQUIPMENT SHALL BE INCLUDED. "MAJOR