

CARE. THE STANDARDS ARE TO BE REVIEWED AND REVISED PERIODICALLY TO REFLECT NEW DEVELOPMENTS IN HEALTH PLANNING, DELIVERY, AND TECHNOLOGY. IN ADOPTING STANDARDS REGARDING COST, EFFICIENCY, COST-EFFECTIVENESS, OR FINANCIAL FEASIBILITY. THE COMMISSION MAY TAKE INTO ACCOUNT THE RELEVANT METHODOLOGIES OF THE HEALTH SERVICES COST REVIEW COMMISSION.

(F) ANNUALLY, THE SECRETARY SHALL MAKE RECOMMENDATIONS TO THE COMMISSION ON THE PLAN. THE SECRETARY MAY REVIEW AND COMMENT ON STATE SPECIFICATIONS TO BE USED IN THE DEVELOPMENT OF THE STATE HEALTH PLAN.

(G) ALL STATE AGENCIES AND DEPARTMENTS, DIRECTLY OR INDIRECTLY INVOLVED WITH OR RESPONSIBLE FOR ANY ASPECT OF REGULATING, FUNDING, OR PLANNING FOR THE HEALTH CARE INDUSTRY OR PERSONS INVOLVED IN IT, SHALL CARRY OUT THEIR RESPONSIBILITIES IN A MANNER CONSISTENT WITH THE STATE HEALTH PLAN AND AVAILABLE FISCAL RESOURCES.

(H) IN CARRYING OUT ITS RESPONSIBILITIES UNDER THIS ACT FOR HOSPITALS, THE COMMISSION SHALL RECOGNIZE AND NOT APPLY, NOT DEVELOP, OR NOT DUPLICATE STANDARDS OR REQUIREMENTS RELATED TO QUALITY WHICH HAVE BEEN ADOPTED AND ENFORCED BY NATIONAL OR STATE LICENSING OR ACCREDITING AUTHORITIES.

19-115.

(A) IN THIS SECTION, "HEALTH CARE SERVICE" MEANS ANY CLINICALLY RELATED PATIENT SERVICE.

(B) THE COMMISSION MAY SET AN APPLICATION FEE FOR A CERTIFICATE OF NEED FOR FACILITIES NOT ASSESSED A USER FEE UNDER SECTION 19-121.

(C) THE COMMISSION SHALL ADOPT RULES AND REGULATIONS FOR APPLYING FOR AND ISSUING CERTIFICATES OF NEED.

(D) THE COMMISSION MAY ADOPT, AFTER OCTOBER 1, 1983, NEW THRESHOLDS OR METHODS FOR DETERMINING THE CIRCUMSTANCES OR MINIMUM COST REQUIREMENTS UNDER WHICH A CERTIFICATE OF NEED APPLICATION MUST BE FILED. THE COMMISSION SHALL STUDY ALTERNATIVE APPROACHES AND RECOMMEND ALTERNATIVES THAT WILL STREAMLINE THE CURRENT PROCESS, AND PROVIDE INCENTIVES FOR MANAGEMENT FLEXIBILITY THROUGH THE REDUCTION OF INSTANCES IN WHICH APPLICANTS MUST FILE FOR A CERTIFICATE OF NEED.

(E) A PERSON SHALL HAVE A CERTIFICATE OF NEED ISSUED BY THE COMMISSION BEFORE THE PERSON DEVELOPS, OPERATES, OR PARTICIPATES IN ANY OF THE FOLLOWING HEALTH CARE PROJECTS FOR WHICH A CERTIFICATE OF NEED IS REQUIRED UNDER THIS SECTION.

(F) A CERTIFICATE OF NEED IS REQUIRED BEFORE A NEW HEALTH CARE FACILITY IS BUILT, DEVELOPED, OR ESTABLISHED.