

~~[(2)] (II) Maintains facilities to provide, under the supervision of the medical staff, diagnostic and treatment services for 2 or more unrelated individuals; and~~

~~[(3)] (III) Admits or retains the individuals for overnight care.~~

~~(2) "HOSPITAL" INCLUDES A SATELLITE LOCATION, OPERATED BY AN ACUTE CARE GENERAL HOSPITAL, AT WHICH EMERGENCY DEPARTMENT SERVICES ARE PROVIDED, SEPARATE FROM THE LOCATION AT WHICH OVERNIGHT CARE IS RENDERED.~~

19-131.

(A) ON OR BEFORE JULY 1, 2008, THE COMMISSION, IN CONSULTATION WITH THE HEALTH SERVICES COST REVIEW COMMISSION AND THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE, SHALL PROPOSE EMERGENCY REGULATIONS TO ESTABLISH A REVIEW PROCESS TO APPROVE FACILITIES IN THE STATE THAT MAY SEEK LICENSURE AS A FREESTANDING MEDICAL FACILITY, AS PROVIDED IN SUBTITLE 3A OF THIS TITLE.

(B) THE REGULATIONS SHALL INCLUDE:

(1) A PROCESS TO IDENTIFY AREAS OF THE STATE IN WHICH A FREESTANDING MEDICAL FACILITY COULD MEET HEALTH CARE SERVICE DELIVERY NEEDS;

(2) A PROCESS FOR SUBMITTING AND ACTING ON APPLICATIONS;

(3) CRITERIA FOR EVALUATING AND APPROVING APPLICATIONS, INCLUDING:

(I) DOCUMENTATION THAT THE PROPOSED FREESTANDING MEDICAL FACILITY WILL MEET THE LICENSURE REQUIREMENTS OF SUBTITLE 3A OF THIS TITLE;

(II) THE EFFICIENCY AND EFFECTIVENESS OF THE PROPOSED FREESTANDING MEDICAL FACILITY IN MEETING THE HEALTH CARE NEEDS OF THE HEALTH PLANNING REGION;

(III) THE TYPES OF EQUIPMENT AND LEVEL OF STAFFING SPECIFIED, IN RELATION TO THE SERVICES THE FREESTANDING MEDICAL FACILITY PROPOSES TO PROVIDE; AND

(IV) COSTS TO BOTH PUBLIC AND PRIVATE PAYERS; AND

(4) APPROPRIATE NOTICE AND OPPORTUNITY FOR A HEARING AND JUDICIAL REVIEW, IN ACCORDANCE WITH THE ADMINISTRATIVE PROCEDURE ACT.

(C) A FACILITY THAT IS APPROVED UNDER THIS SECTION TO SEEK LICENSURE AS A FREESTANDING MEDICAL FACILITY SHALL PROVIDE TO THE COMMISSION INFORMATION, AS SPECIFIED BY THE COMMISSION, ON THE CONFIGURATION, LOCATION, OPERATION, AND UTILIZATION, INCLUDING PATIENT-LEVEL UTILIZATION, OF THE FREESTANDING MEDICAL FACILITY.