

(III) 1. THE OFFICE OF ONE OR MORE PRIVATE PHYSICIANS, PODIATRISTS, OR DENTISTS, REGARDLESS OF WHETHER SUCH OFFICE IS ELIGIBLE OR RECEIVES REIMBURSEMENT FROM THIRD PARTY PAYORS AS AN AMBULATORY SURGICAL FACILITY OR CENTER, IF THAT OFFICE PROVIDES SERVICES ONLY WITHIN A SINGLE MEDICAL OR SURGICAL SUBSPECIALTY AS DETERMINED BY THE HEALTH RESOURCES PLANNING COMMISSION IN REGULATION; IF THE OFFICE IS USED ONLY FOR THE PHYSICIAN'S PATIENTS OR PATIENTS OF THE GROUP, AND IF THE OFFICE INCLUDES NOT MORE THAN 4 SURGICAL SUITES.

2. FOR THE PURPOSES OF THIS PARAGRAPH SUBSPECIALTY INCLUDES OPHTHALMOLOGY.

(f) "Health service area" means an area of this State that the Governor designates as appropriate for planning and developing of health services.

(g) "Local health planning agency" means a body that the Commission designates to perform health planning and development functions for a health service area.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act may not apply to any situation in which on or prior to February 12, 1986, (i) a person is certified by Medicare to receive reimbursement at as an ambulatory surgical facility or center; or (ii) an uncontested a determination has been made pursuant to COMAR 10.24.01.11 that a certificate of need is not required and not less than \$100,000 of obligations have been incurred in reliance on that determination. This section may not be construed so as to preempt the disposition of any motion for reconsideration filed with the Health Resources Planning Commission on or prior to February 28, 1986.

SECTION 3. AND BE IT FURTHER ENACTED. That the Joint Committee on Health Care Cost Containment shall study the effects of this Act and shall report its findings and recommendations to the General Assembly on or before January 1, 1988.

~~SECTION -2- 3- 4. AND BE IT FURTHER ENACTED, That it-is-the intent-of-the-General-Assembly-that-this-Act-be-construed retroactively-to-January-17-1986.---However,~~ the retroactive application of the provisions of this Act does not in any way create a liability under any other Acts of the General Assembly.

~~SECTION -3- 4- 5.~~ AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1986.

Approved May 27, 1986.
