

facility and is more than \$600,000 after adjustment for inflation as provided in the regulations of the Commission;

3. The expenditure results in a substantial change in the bed capacity of the health care facility; OR

4. The expenditure results in a substantial change in the services of the health care facility; or

DRAFTER'S NOTE:

Error: Conjunction omitted in § 19-115(j)(1)(i) of the Health - General Article.

Occurred: Ch. 108, Acts of 1982.

19-116.

(b) A health maintenance organization or a health care facility that either controls directly or indirectly, or is controlled by, a health maintenance organization shall have a certificate of need before the health maintenance organization or health care facility builds, develops, operates, purchases, or participates in building, developing, operating, or establishing:

(1) A hospital, as defined in § 19-301 of this title, or an ambulatory surgical facility or center, as defined in § 19-101(e) of this [title] SUBTITLE; and

(2) Any other health care project for which a certificate of need is required under § 19-115 of this [title] SUBTITLE if that health care project is planned for or used by any nonsubscribers of that health maintenance organization.

(c) An application for a certificate of need by a health maintenance organization or by a health care facility that either controls directly or indirectly, or is controlled by, a health maintenance organization shall be approved if the Commission finds that the application:

(1) Documents that the project is necessary to meet the needs of enrolled members and reasonably anticipated new members for the services proposed to be provided by the applicant; and

(2) Is not inconsistent with those sections of the State health plan or those sections of the institution-specific plan that govern hospitals, as defined in § 19-301 of this title, and ambulatory surgical facilities or centers, as defined in § 19-101(e) of this [title] SUBTITLE, or for which a certificate of