2. Does not increase patient charges or hospital rates[.]; ӨR

(VIII) NOTWITHSTANDING-ANY-OTHER--PROVISION--OF THIS--SUBSECTION, A CAPITAL EXPENDITURE BY A HOSPITAL AS DEFINED IN § 19-301 OF THIS TITLE, FOR A PROJECT IN EXCESS OF $1,250,000 FOR EQUIPMENT, CONSTRUCTION OR RENOVATION THAT:

1. MAY BE RELATED TO PATIENT CARE; AND

2. DOES NOT REQUIRE, OVER THE ENTIRE PERIOD OR SCHEDULE OF DEBT SERVICE ASSOCIATED WITH THE PROJECT, A TOTAL CUMULATIVE INCREASE IN PATIENT CHARGES OR HOSPITAL RATES OF MORE THAN $1,500,000 TO-FINANCE-OR-AMORTIZE-THE-EXPENDITURE FOR THE CAPITAL COSTS ASSOCIATED WITH THE PROJECT AS DETERMINED BY THE COMMISSION, AFTER CONSULTATION WITH THE HEALTH SERVICES COST REVIEW COMMISSION-.-

3. AT LEAST 45 DAYS BEFORE THE PROPOSED EXPENDITURE IS MADE, A HOSPITAL SHALL NOTIFY THE COMMISSION AND WITHIN 45 DAYS OF RECEIPT OF THE RELEVANT FINANCIAL INFORMATION, THE COMMISSION SHALL MAKE THE FINANCIAL DETERMINATION REQUIRED UNDER ITEM 2. OF THIS SUBPARAGRAPH; AND

4. THE RELEVANT FINANCIAL INFORMATION TO BE SUBMITTED BY A HOSPITAL SHALL BE DEFINED IN REGULATIONS PROMULGATED BY THE COMMISSION, AFTER CONSULTATION WITH THE HEALTH SERVICES COST REVIEW COMMISSION; OR

(IX) A PLANT DONATED TO A HOSPITAL AS DEFINED IN § 19-301 OF THIS TITLE, WHICH DOES NOT REQUIRE A CUMULATIVE INCREASE IN PATIENT CHARGES OR HOSPITAL RATES OF MORE THAN $1,500,000 FOR CAPITAL COSTS ASSOCIATED WITH THE DONATED PLANT AS DETERMINED BY THE COMMISSION, AFTER CONSULTATION WITH THE HEALTH SERVICES COST REVIEW COMMISSION.

1. AT LEAST 45 DAYS BEFORE THE PROPOSED DONATION IS MADE, A HOSPITAL SHALL NOTIFY THE COMMISSION AND WITHIN 45 DAYS OF RECEIPT OF THE RELEVANT FINANCIAL INFORMATION, THE COMMISSION SHALL MAKE THE FINANCIAL DETERMINATION REQUIRED UNDER THIS SUBPARAGRAPH.

2. THE RELEVANT FINANCIAL INFORMATION TO BE SUBMITTED BY A HOSPITAL SHALL BE DEFINED IN REGULATIONS PROMULGATED BY THE COMMISSION, AFTER CONSULTATION WITH THE HEALTH SERVICES COST REVIEW COMMISSION.

[(6)]--(5)--Paragraph--[(5)(vi)--and--(vii)]--(4)(VI), (VII),-AND-(VIII) (6) PARAGRAPH (5)(VI), (VII), (VIII) AND (IX) of this subsection may not be construed to permit a facility to offer a new [patient] HEALTH care service for which a certificate of need is otherwise required.