

(iii) The proposed change would establish, increase, or decrease a health care service and the change would not result in the:

2. Establishment of an open heart surgery, organ transplant surgery, OR burn or neonatal intensive health care service;

(iv) 3. Within 45 days of receiving notice under item 1. of this [paragraph] SUBPARAGRAPH, the Commission shall notify the health care facility of its finding.

(j) (5) This subsection does not apply to:

(viii) A capital expenditure by a hospital as defined in § 19-301 of this title, for a project in excess of \$1,250,000 for construction or renovation that:

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 for the capital costs associated with the project as determined by the Commission, after consultation with the Health Services Cost Review [Commission.] COMMISSION;

DRAFTER'S NOTE:

Error: In § 19-115 of the Health - General Article, stylistic error in subsection (g)(2)(ii), omitted conjunction in subsection (i)(2)(iii)2, stylistic error in subsection (i)(2)(iv)3, and erroneous punctuation in subsection (j)(5)(viii)2.

Occurred: Ch. 767, Acts of 1988.

19-116.

(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:

(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 subtitle, or health care projects for which a certificate of need is required under subsection [(b)(2)] (B)(1)(II) of this section.

DRAFTER'S NOTE: