

consultation with the Hospice Network of Maryland, to implement a certain annual survey; requiring the Commission to conduct a certain study and to begin a process for updating the State Health Plan's hospice chapter, in a certain manner; and generally relating to the Maryland Health Care Commission and hospice care programs.

BY repealing and reenacting, without amendments,

Article – Health – General

Section 19-101 *and* 19-120(k)(4)

Annotated Code of Maryland

(2000 Replacement Volume and 2002 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 19-120(k)(5)(ii) *and* 19-906

Annotated Code of Maryland

(2000 Replacement Volume and 2002 Supplement)

BY adding to

Article – Health – General

Section 19-120(o)

Annotated Code of Maryland

(2000 Replacement Volume and 2002 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article – Health – General

19-101.

In this subtitle, “Commission” means the Maryland Health Care Commission.

19-120.

(k) (4) A certificate of need is required before a person acquires a health care facility if a certificate of need would be required under paragraph (1) of this subsection for the acquisition by or on behalf of the health care facility.

(5) This subsection does not apply to:

(ii) Acquisition of a health care facility if, at least 30 days before making the contractual arrangement to acquire the facility, written notice of the intent to make the arrangement is filed with the Commission and the Commission does not find, within 30 days after the Commission receives notice, that the health services or bed capacity of the facility will be changed, PROVIDED THAT, FOR A MERGER WITH OR ACQUISITION OF AN EXISTING GENERAL HOSPICE, THE PURCHASER OF THE GENERAL HOSPICE MAY ONLY ACQUIRE THE AUTHORITY TO PROVIDE HOME-BASED HOSPICE SERVICES IN JURISDICTIONS IN WHICH THE SELLER OF THE GENERAL HOSPICE IS LICENSED TO PROVIDE HOME-BASED HOSPICE SERVICES;