

(O) THE COMMISSION MAY NOT ISSUE A CERTIFICATE OF NEED OR A DETERMINATION WITH RESPECT TO AN ACQUISITION THAT AUTHORIZES A GENERAL HOSPICE TO PROVIDE HOME-BASED HOSPICE SERVICES ON A STATEWIDE BASIS.

19-906.

(a) To qualify for a license, an applicant and the hospice care program and its medical director shall meet the requirements of this section.

(b) An applicant who is an individual, and any individual who is applying on behalf of a corporation, association, or government agency shall be:

- (1) At least 18 years old; and
- (2) Of reputable and responsible character.

(c) (1) Except for a limited licensee, the applicant shall have a certificate of need, as required under Subtitle 1 of this title, for the hospice care program to be operated.

~~(2) THE COMMISSION MAY NOT GRANT A PERSON THAT OPERATES A HOSPICE CARE PROGRAM:~~

~~(I) A STATEWIDE CERTIFICATE OF NEED; OR~~

~~(II) AUTHORITY TO OPERATE THE HOSPICE CARE PROGRAM STATEWIDE THROUGH A COMMISSION RULING OR DETERMINATION.~~

~~(3) A PERSON WHO ACQUIRES OR PURCHASES A GENERAL HOSPICE CARE PROGRAM AND WHO IS AUTHORIZED BY THE COMMISSION TO OPERATE THE PROGRAM ON A STATEWIDE BASIS PRIOR TO MARCH 1, 2002, MAY ONLY SERVE:~~

~~(I) RESIDENTS OF ANY JURISDICTION IN WHICH SERVICES WERE PROVIDED ON OR BEFORE DECEMBER 1, 2001; AND~~

~~(II) RESIDENTS OF OTHER JURISDICTIONS WHO ARE DISCHARGED, IMMEDIATELY PRIOR TO THE DELIVERY OF HOSPICE CARE SERVICES, FROM THE HEALTH CARE FACILITY THAT ORIGINALLY OPERATED THE GENERAL HOSPICE CARE PROGRAM.~~

~~(4) A PERSON WHO ACQUIRES OR PURCHASES A GENERAL HOSPICE CARE PROGRAM THAT WAS AUTHORIZED BY THE COMMISSION TO OPERATE ON A STATEWIDE BASIS PRIOR TO MARCH 1, 2002, MAY ONLY SERVE:~~

~~(I) RESIDENTS OF ANY JURISDICTION IN WHICH SERVICES WERE PROVIDED ON OR BEFORE DECEMBER 1, 2001; AND~~

~~(II) RESIDENTS OF OTHER JURISDICTIONS WHO ARE DISCHARGED, IMMEDIATELY PRIOR TO THE DELIVERY OF HOSPICE CARE SERVICES, FROM THE HEALTH CARE FACILITY THAT ORIGINALLY OPERATED THE GENERAL HOSPICE CARE PROGRAM.~~