

CHAPTER 782

(House Bill 667)

AN ACT concerning

Certificate of Need - Health Care Facilities and Comprehensive Care Beds - Relocations

FOR the purpose of establishing, under certain circumstances, an exemption from having to obtain a certificate of need from the Health Resources Planning Commission for certain relocations that involve the moving of certain comprehensive care beds approved after a certain date that were to be used in a new nursing home in Carroll County; ~~and~~ altering a certain provision of law related to the requirement of obtaining a certificate of need before relocating certain health care facilities; providing for the effective date of this Act; and generally relating to obtaining a certificate of need for certain relocations in Carroll County.

BY repealing and reenacting, without amendments,

Article - Health - General

Section 19-115(e)

Annotated Code of Maryland

(1996 Replacement Volume and 1997 Supplement)

BY repealing and reenacting, with amendments,

Article - Health - General

Section 19-115(f) and (g)

Annotated Code of Maryland

(1996 Replacement Volume and 1997 Supplement)

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

Article - Health - General

19-115.

(e) (1) A person shall have a certificate of need issued by the Commission before the person develops, operates, or participates in any of the following health care projects for which a certificate of need is required under this section.

(2) A certificate of need issued prior to January 13, 1987 may not be rendered wholly or partially invalid solely because certain conditions have been imposed, if an appeal concerning the certificate of need, challenging the power of the Commission to impose certain conditions on a certificate of need, has not been noted by an aggrieved party before January 13, 1987.