

(1982 Volume and 1984 Supplement)

BY adding to

Article - Health - General  
Section 19-1001 through 19-1007 19-1008 to be under the new  
subtitle "Subtitle 10. Major Medical Equipment"  
Annotated Code of Maryland  
(1982 Volume and 1984 Supplement)

Preamble

~~WHEREAS,--The--acquisition--of--major--medical--equipment--by~~  
~~hospitals--is--covered--by--Maryland's--certificate--of--need--program,~~  
~~and~~

~~WHEREAS,---The---distribution---of---major---medical---equipment~~  
~~regardless--of--the--type--of--purchaser--should--be--subject--to--the~~  
~~provisions--of--the--State--health--plan--and--the--certificate--of--need~~  
~~program--in--order--to--ensure--that--Maryland's--citizens--have--access~~  
~~to--affordable--quality--health--care,--and~~

~~WHEREAS,--The--acquisition--of--major--medical--equipment--by~~  
~~individual--physicians--and--physician--groups--which--are--not--intended~~  
~~for--research--purposes--contribute--significantly--to--the--increase--in~~  
~~health--care--costs--and--therefore--the--purchase--of--such--equipment--by~~  
~~Maryland--physicians--or--other--nonhospital--providers--should--be~~  
~~included--in--the--certificate--of--need--program,--and~~

~~WHEREAS,--The--effectiveness--of--including--the--acquisition--of~~  
~~major--medical--equipment--by--physicians--has--been--demonstrated--in~~  
~~other--states--including--Virginia--and--the--District--of--Columbia,~~  
~~now,--therefore,~~

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

Article - Health - General

19-115.

(j) (1) A certificate of need is required before the type  
or scope of any health care service is changed if the health care  
service is offered:

(i) By a health care facility;

(ii) In space that is leased from a health care  
facility; or

(iii) In space that is on land leased from a  
health care facility.