

# MARYLAND HEALTH CARE COMMISSION

## Emergency Certificate of Need

**TO:** Maryland General Hospitals

April 10, 2020

Date

**RE:** Establishment of One or More Temporary  
Field Hospital Inpatient Units  
On the Site of a Maryland General Hospital

EM-H20-FH  
Docket No.

### **DESCRIPTION OF EMERGENCY PROJECT**

This Emergency Certificate of Need authorizes any Maryland acute general hospital (Hospital) to establish temporary additional inpatient bed capacity to be located in one or more temporary field hospital inpatient units (FHs) that come in varying sizes and, thus, may accommodate a varying number of inpatient beds, on the site of the Hospital's principal location (the Site).

### **ORDER**

Upon consideration of the Hospital's request, suitably detailed information provided by the Office of Health Care Quality (OHCQ) and others, and consultation with the Chairman of the Maryland Health Care Commission (MHCC), Ben Steffen, MHCC Executive Director, determined that the lack of sufficient inpatient bed capacity at Maryland general hospitals resulting from COVID-19 presents a hazard to patients and/or employees, as provided in COMAR 10.24.01.20A.

Therefore, it is, on April 10, 2020, ordered by the Executive Director that an Emergency Certificate of Need issue for the project. It is further ordered that the requirement in COMAR 10.24.01.20C that the Hospital file an application for Certificate of Need for the inpatient beds established in this Emergency Certificate of Need is suspended by the Executive Director pursuant to COMAR 10.24.01.10A(2) until at least 30 days after the termination of the state of emergency declared by Governor Lawrence J. Hogan, Jr. on March 5, 2020.

### **Approvals by Maryland Department of Health**

This Emergency Certificate of Need does not constitute a license or replace any approvals for other aspects of the project that are required by the OHCQ or other divisions of the Maryland Department of Health to operate inpatient bed capacity at the Site.

### **Further Action**

This Emergency Certificate of Need will be considered for confirmation by the Maryland Health Care Commission at its next scheduled meeting on April 16, 2020 or at an earlier date of

which the Hospital will be notified. This Emergency Certificate of Need initially remains in effect for a maximum of 165 days, as provided in COMAR 10.24.01.20C, or until 30 days after the termination of the state of emergency declared by Governor Lawrence J. Hogan, Jr. on March 5, 2020. The Emergency CON may be extended beyond that date for good cause shown.

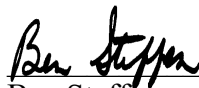
**Condition of Emergency Certificate of Need**

Because MHCC staff understands that the field hospitals are being set up at hospital sites incrementally, it is, this 10<sup>th</sup> day of April, 2020, further

**ORDERED that the Hospital shall advise MHCC staff and OHCQ staff when each field hospital is set up and becomes operational at the Site, disclosing: (1) number of beds in the field hospital; and (2) the number of field hospitals that will become operational on that date.** The Hospital shall notify MHCC staff by sending an email with this information to [ruby.potter@maryland.gov](mailto:ruby.potter@maryland.gov). The Hospital shall notify OHCQ staff of this temporary increase in its licensed bed capacity by completing OHCQ's Application for Temporary Adjustment of Hospital Beds, which is located at:

<https://app.smartsheet.com/b/form/c7e6598943c84dd2ba9e39859a9f3383>

**MARYLAND HEALTH CARE COMMISSION**



Ben Steffen  
Executive Director

cc: Robert R. Neall, Secretary of Health  
Patricia T. Nay, M.D., Executive Director, Office of Health Care Quality  
Renee Webster, Deputy Director, Federal Programs, Office of Health Care Quality  
Katie Wunderlich, Executive Director, HSCRC