



**MARYLAND HEALTH CARE COMMISSION**  
4160 PATTERSON AVENUE – BALTIMORE, MARYLAND 21215  
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**Certificate of Need (CON) Modernization Task Force**

**Agenda**

**October 12, 2018**

**9:30 am – 12:00 Noon**

**4160 Patterson Avenue, Room 100**

1. Call to Order, Welcome and Introductions
2. Approval of the October 1, 2018 Task Force Meeting Summary
3. Recap of Reform Discussion Focused on Specific Health Care Facility Categories – Task Force Meetings of August 10, September 7, and October 1, 2018
  - Scope of regulation
  - Compatibility of CON regulation with Total Cost of Care (TCOC) payment model
  - Scope of review criteria and standards
  - Duplication of regulatory effort
4. The Project Review Process – Getting to a Decision by the Commission
  - The Standard Project Review Process
  - Imagining an Alternative Project Review Process for Certain Types of Project
    - What projects deserve less process?
    - The application/information requirements/State Health Plan standards
    - Completeness review and docketing
    - Certification of substantive compliance with applicable standards
    - Interested party participation – is it warranted for every type of project?
    - Fast-tracking to a decision for compliance-certified and unopposed projects
  - Improving the Standard Project Review Process
    - Completeness review and docketing
    - Procedural time limits and deemed approval
5. Regulatory Requirements After Project Approval – Changes in Projects and Implementing Projects
  - What project changes should be allowed without requiring Commission approval?
    - Increases in the estimated cost of a project
    - Substantive changes in the physical facilities or services provided
    - Staff review for some changes and Commission review of others?
  - What are reasonable expectations for the performance of CON awardees in completing projects?
    - Obligating a capital expenditure and initiating construction
    - Multi-phased projects
    - Licensing and initiating operations in the case of projects not involving construction
    - Monitoring progress and authorizing additional time for project completion

6. MHCC's limited authority to issue emergency CONs
  - Current authority is temporary and linked to natural disasters
  - National or state health care emergencies could trigger use of Emergency CON authority
7. Plans for the November 9, 2018 Meeting
8. Adjournment

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