

# Title 10

## MARYLAND DEPARTMENT OF HEALTH

### Subtitle 24 MARYLAND HEALTH CARE COMMISSION

#### 10.24.06 Data Reporting by [Freestanding Medical] *Non-Hospital Healthcare* Facilities

Authority: Health-General Article, [§19-131,] §§19-109 and 19-116, Annotated Code of Maryland

##### Notice of Proposed Action

[25-185-P]

The Maryland Health Care Commission proposes to amend Regulations .01 and .02, repeal existing Regulation .03 and recodify existing Regulation .04 to be Regulation .03 under **COMAR 10.24.06 Data Reporting by Non-Hospital Health Care Facilities**. This action was considered by the Commission at an open meeting held on July 17, 2025, a notice of which was given through publication in the Maryland Register, in accordance with General Provisions Article, §3-302(c), Annotated Code of Maryland.

##### Statement of Purpose

The purpose of these amendments is to repeal outdated language where the statutory authority has been repealed and clarify the Maryland Health Care Commission's authority to collect data from all non-hospital health care facilities.

##### Estimate of Economic Impact

The proposed action has no economic impact.

##### Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

##### Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

##### Opportunity for Public Comment

Comments may be sent to Wynee Hawk, Director, Center for Health Care Facility Planning and Development, Maryland Health Care Commission, 4160 Patterson Avenue, Baltimore, Maryland 21215, or call 410-764-3261 (office) or 410-925-1218 (cell), or email to [mhcc\\_regs.comment@maryland.gov](mailto:mhcc_regs.comment@maryland.gov). Comments will be accepted through October 20, 2025. A public hearing has not been scheduled.

##### Open Meeting

Final action on the proposal will be considered by the Maryland Health Care Commission during a public meeting to be held on November 20, 2025 at 1:00 pm, at 4160 Patterson Avenue, Baltimore, Maryland 21215. Register to attendee virtually at [https://mhcc.maryland.gov/mhcc/pages/home/meeting\\_schedule/meeting\\_schedule.aspx](https://mhcc.maryland.gov/mhcc/pages/home/meeting_schedule/meeting_schedule.aspx).

#### **.01 Definitions.**

A. (text unchanged)

B. Terms Defined.

(1) (text unchanged)

[ (2) "Freestanding medical facility" has the meaning stated in Health-General Article, §19-3A-01, Annotated Code of Maryland, and COMAR 10.07.08.

(3) "Freestanding medical facility pilot project" means one freestanding medical facility pilot project under Health-General Article, §19-3A-07, Annotated Code of Maryland.]

(2) "Non-hospital health care facility" means:

(a) A related institution, as defined in Health-General Article, §19-301, Annotated Code of Maryland;

(b) An ambulatory surgical facility, as defined in Health-General Article, §19-114, Annotated Code of Maryland;

(c) A facility providing intermediate care, as that term is defined in COMAR 10.24.01.01;

(d) A home health agency, as defined in Health-General Article, §19-401, Annotated Code of Maryland;

(e) A hospice, as defined in Health-General Article, §19-901, Annotated Code of Maryland;

(f) A freestanding medical facility, as defined in Health-General Article, §19-3A-01, Annotated Code of Maryland;

(g) A comprehensive care facility, as defined in COMAR 10.24.01.01; and

(h) Other non-hospital health institutions, services, or programs that may be specified as requiring a certificate of need under State law.

#### **.02 Collection and Reporting of Data.**

A. A [freestanding medical facility] *non-hospital health care facility* shall submit accurate, timely, and complete data which the Commission considers to be necessary for planning and analysis purposes, as requested by the Commission.

B. (text unchanged)

C. The Commission shall provide notice of the form, format, and schedule for data reporting by [freestanding medical facilities] *non-hospital health care facilities*.

D. Failure to report the data required under this regulation may subject a [freestanding medical facility] *non-hospital health care facility* to penalties under COMAR 10.25.12.

E. The requirements of this chapter are in addition to any other obligation to report information to the Commission by law or as a condition on a certificate of need or other Commission approval.

[E.] F. Extension.

(1) A [freestanding medical facility] *non-hospital health care facility*, by letter to the Executive Director of the Commission, may request an extension of its data submission date.

(2) (text unchanged)

MARCIA BOYLE  
Acting Chair