

application must be filed. The Commission shall study alternative approaches and recommend alternatives that will streamline the current process, and provide incentives for management flexibility through the reduction of instances in which applicants must file for a certificate of need.

(2) THE COMMISSION SHALL CONDUCT THIS STUDY AND REPORT TO THE GENERAL ASSEMBLY BY OCTOBER 1, 1985.

19-116.1.

A CERTIFICATE OF NEED IS NOT REQUIRED TO DELETE, EXPAND, DEVELOP, OPERATE, OR PARTICIPATE IN A HEALTH CARE PROJECT FOR DOMICILIARY CARE.

19-118.1.

(A)--THE-COMMISSION-MAY-PETITION--THE--GOVERNOR--TO--SUSPEND REVIEW--OF-CERTIFICATE-OF-NEED-APPLICATIONS-BASED-ON-ITS-FINDING, AFTER-A-PUBLIC-HEARING, THAT-RAPID-AND-SIGNIFICANT-CHANGES-IN-THE HEALTH-CARE-SYSTEM-POSE-A--THREAT--TO--THE--PUBLIC'S--ACCESS--TO QUALITY-HEALTH-CARE-AT-A-REASONABLE-COST-AND-REQUIRE-AN-EMERGENCY CHANGE--IN-THE-STATE-HEALTH-PLAN-OR-IN-THE-CRITERIA-AND-STANDARDS CONTAINED-IN-THE-PLAN.

(B)--ON-PETITION-BY-THE-COMMISSION, THE-GOVERNOR-MAY--DIRECT THE---COMMISSION---TO--SUSPEND--REVIEW--OF--CERTIFICATE--OF--NEED APPLICATIONS,--IF-THE-SUSPENSION-IS-

(1)--FOR-A-SPECIFIED-TYPE--OR--CLASS--OF--HEALTH--CARE PROJECTS,

(2)--FOR--A--SPECIFIED--PERIOD-OF-TIME-NOT-TO-EXCEED-9 MONTHS-UNLESS-AN-EXTENSION-IS-AUTHORIZED-BY-JOINT--RESOLUTION--OF THE-GENERAL-ASSEMBLY,--AND

(3)--IN-THE-PUBLIC-INTEREST.

(C)--IT--IS--THE--INTENT--OF--THIS--SECTION--TO-PROHIBIT-THE COMMISSION-FROM--PETITIONING--THE--GOVERNOR--FOR,--AND--FROM--THE GOVERNOR--DIRECTING--THE-IMPOSITION-OF,--ANY-SERIES-OF-SUSPENSIONS OR-MORATORIA-IN-SUCH-A-MANNER-AS--TO--RESULT--IN--A--HEALTH--CARE SYSTEMWIDE-SUSPENSION-OR-MORATORIUM. --THE-PURPOSE-OF-THIS-SECTION IS--TO-LIMIT-SUSPENSIONS-OR-MORATORIA-ONLY-TO-A-SPECIFIED-TYPE-OR CLASS-OF-HEALTH-CARE-PROJECTS-AT-ANY-ONE-TIME.

(D)--ON-OR-BEFORE-THE-EXPIRATION--OF--ANY--SUSPENSION--UNDER THIS-SECTION,--THE-COMMISSION-SHALL-

(1)--PROPOSE-APPROPRIATE-REVISIONS-IN-THE-STATE-HEALTH PLAN--OR--IN-THE-CRITERIA-AND-STANDARDS-CONTAINED-IN-THE-PLAN,--OR

(2)--ISSUE-WRITTEN-FINDINGS-AS-TO-WHY--REVISIONS--WERE FOUND-TO-BE-UNNECESSARY.