

(e) If a change in any rate or charge increase becomes effective because a final determination is delayed because of an appeal or otherwise, the Commission may order the facility:

(1) To keep a detailed and accurate account of:

(i) Funds received because of the change; and

(ii) The persons from whom these funds were collected; and

(2) As to any funds received because of a change that later is held excessive or unreasonable:

(i) To refund the funds with interest; or

(ii) If a refund of the funds is impracticable, to charge over and amortize the funds through a temporary decrease in charges or rates.

(f) A decision by the Commission on any contested change under this section shall comply with the Administrative Procedure Act and shall be only prospective in effect.

(C) (1) THE COMMISSION SHALL PROVIDE INCENTIVES FOR MERGER, CONSOLIDATION, AND CONVERSION AND FOR THE IMPLEMENTATION OF THE INSTITUTION SPECIFIC PLAN DEVELOPED BY THE HEALTH RESOURCES PLANNING COMMISSION. THE STATE HEALTH SERVICES COST REVIEW COMMISSION SHALL PROVIDE INCENTIVES FOR MERGER, CONSOLIDATION, AND CONVERSION AND FOR THE IMPLEMENTATION OF THE INSTITUTION SPECIFIC PLAN DEVELOPED BY THE HEALTH RESOURCES PLANNING COMMISSION.

~~(6)-(1)~~ (2) NOTWITHSTANDING ANY OF THE PROVISIONS IN THIS SECTION, ON NOTIFICATION OF A MERGER OR CONSOLIDATION BY 2 OR MORE HOSPITALS, THE COMMISSION SHALL REVIEW THE RATES OF THOSE HOSPITALS THAT ARE DIRECTLY INVOLVED IN THE MERGER OR CONSOLIDATION IN ACCORDANCE WITH THE RATE REVIEW AND APPROVAL PROCEDURES PROVIDED IN § 19-217 OF THIS SUBTITLE AND THE REGULATIONS OF THE COMMISSION.

~~(2)~~ (3) THE COMMISSION MAY PROVIDE, AS APPROPRIATE, FOR TEMPORARY ADJUSTMENT OF THE RATES OF THOSE HOSPITALS THAT ARE DIRECTLY INVOLVED IN THE MERGER OR CONSOLIDATION, CLOSURE, OR DELICENSURE IN ORDER TO PROVIDE SUFFICIENT FUNDS FOR AN ORDERLY TRANSITION INTO A SINGLE FACILITY. THESE FUNDS MAY INCLUDE AN ALLOWANCE FOR THOSE EMPLOYEES WHO ARE OR WOULD BE DISPLACED BY THE MERGER OR CONSOLIDATION.

(1) ALLOWANCES FOR THOSE EMPLOYEES WHO ARE OR WOULD BE DISPLACED; OR

(11) ALLOWANCES FOR RETRAINING OF EMPLOYEES; OR