

VIOLATIONS OF THE NURSE PRACTICE ACT TO THE STATE BOARD OF NURSING.

19-1504.

(A) (1) AFTER GIVING NOTICE AND AN OPPORTUNITY FOR A HEARING IN ACCORDANCE WITH THE PROVISIONS OF TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE, THE STATE BOARD OF NURSING MAY SEND A WRITTEN DIRECTIVE, THAT SETS OUT THE FINDINGS OF THE BOARD AND THE REASONS FOR THE FINDINGS, DIRECTING THE SECRETARY MAY TO DENY, REVOKE, SUSPEND, OR REFUSE TO RENEW THE REGISTRATION OF A NURSING STAFF AGENCY THAT FAILS TO COMPLY WITH:

(1) (I) ANY PROVISION OF THIS SUBTITLE; OR

(2) (II) ANY REGULATION ADOPTED BY THE SECRETARY UNDER THIS SUBTITLE.

(2) THE SECRETARY SHALL COMPLY WITH A DIRECTIVE FILED UNDER THIS SUBSECTION.

(B) ON RECEIPT OF A COMPLAINT, THE ~~SECRETARY~~ STATE BOARD OF NURSING MAY CONDUCT AN INVESTIGATION TO DETERMINE WHETHER THE NURSING STAFF AGENCY IS COMPLYING WITH:

(1) THE PROVISIONS OF THIS SUBTITLE; OR

(2) THE REGULATIONS ADOPTED BY THE SECRETARY UNDER THIS SUBTITLE.

19-1505.

THIS SUBTITLE MAY NOT BE CONSTRUED TO RELIEVE A HEALTH CARE FACILITY FROM DETERMINING THE QUALIFICATIONS OF NURSING PERSONNEL PROCURED, FURNISHED, OR REFERRED TO THE HEALTH CARE FACILITY FROM A REGISTERED NURSING STAFF AGENCY.

19-1506.

THIS SUBTITLE MAY NOT REQUIRE REGISTRATION AS A NURSING STAFF AGENCY BY:

(1) A HOME HEALTH AGENCY REGULATED UNDER SUBTITLE 4 OF THIS TITLE;

(2) ANY NURSING PERSONNEL PROCURING, FURNISHING, OR REFERRING THEIR OWN SERVICES FOR A HEALTH CARE FACILITY ~~OR A PERSONAL RESIDENCE~~ WITHOUT THE DIRECT OR INDIRECT ASSISTANCE OF A NURSING STAFF AGENCY; OR

(3) ANY NURSING STAFF AGENCY OPERATED BY A HEALTH