

(d) Commencement of an action to collect a noncompliance penalty assessed under this section does not prohibit commencement of a suit for injunctive relief, civil penalty, or other relief under § 703 based on the underlying violation of this subtitle that resulted in the assessment of the noncompliance penalty.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1979.

Approved May 29, 1979.

CHAPTER 540

(House Bill 355)

AN ACT concerning

Abandoned Property - Patients' Property

FOR the purpose of extending the period for which a hospital or related institution may hold property of patients no longer residing at the facility; specifying that certain provisions govern property of former patients of nursing homes; and deleting certain provisions that impose on the Comptroller certain duties with respect to this property on its transfer to him as abandoned property.

BY repealing and reenacting, with amendments,

Article 43 - Health
Section 565E(1) and (m)
Annotated Code of Maryland
(1971 Replacement Volume and 1978 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows:

Article 43 - Health

565E.

(1) If a patient of a facility has not resided at the facility for a period of [three months] 1 YEAR, the facility may not continue to hold any money or other valuables entrusted to it by that patient, unless the facility has written notice from the patient or the attending physician that the patient is expected to be readmitted and desires that the facility continue to hold such money or valuables. The facility shall make reasonable attempts to locate the patient, personal representative, or heirs.