

A VALID WAIVER OF ANY PROVISIONS OF THIS SUBTITLE INTENDED FOR THE BENEFIT OR PROTECTION OF THE SUBSCRIBER OR THE INDIVIDUAL PURCHASING CARE FOR THE SUBSCRIBER.

17.

THE OFFICE ON AGING MAY INSPECT ANY FACILITY OFFERING CONTINUING CARE, EXAMINE ITS BOOKS AND RECORDS, AND AUDIT OR OBSERVE ANY SERVICE RENDERED PURSUANT TO AN AGREEMENT.

18.

(A) NO PERSON, ASSOCIATION, OR CORPORATION MAY MAINTAIN OR OPERATE A FACILITY OFFERING CONTINUING CARE WITHOUT HAVING OBTAINED A CERTIFICATE OF REGISTRATION.

(B) NO PERSON, ASSOCIATION, OR CORPORATION MAY DISSEMINATE PROHIBITED ADVERTISING OR CIRCULARS OR PROVIDE FALSE REGISTRATION INFORMATION TO THE OFFICE.

(C) ANY PERSON, ASSOCIATION, OR CORPORATION THAT VIOLATES ANY PROVISION OF THIS SUBTITLE IS GUILTY OF A MISDEMEANOR PUNISHABLE BY IMPRISONMENT NOT EXCEEDING 6 MONTHS OR A FINE OF NOT MORE THAN \$1,000 OR BOTH. EACH VIOLATION OF THIS SUBTITLE SHALL CONSTITUTE A SEPARATE OFFENSE.

19.

ANY SUBSCRIBER INJURED BY A VIOLATION OF THIS SUBTITLE MAY BRING AN ACTION FOR THE RECOVERY OF DAMAGES IN ANY COURT OF GENERAL JURISDICTION. IN SUCH CASES THE COURT MAY AWARD REASONABLE ATTORNEY'S FEES TO A SUBSCRIBER IN WHOSE FAVOR A JUDGMENT IS RENDERED.

20.

(A) ANY SUBSCRIBER INJURED BY A VIOLATION OF THIS SUBTITLE, OR THE OFFICE ON BEHALF OF ANY SUBSCRIBER, MAY INSTITUTE AN ACTION FOR AN APPROPRIATE TEMPORARY RESTRAINING ORDER OR INJUNCTION. ANY INJURED SUBSCRIBER, OR THE OFFICE ON BEHALF OF ANY INJURED SUBSCRIBER, MAY PETITION FOR THE APPOINTMENT OF A RECEIVER:

(1) IN THE EVENT OF A THREAT OF IMMEDIATE CLOSURE OF A FACILITY;

(2) IF THE PROVIDER IS NOT HONORING ITS CONTRACTS WITH ITS SUBSCRIBERS; OR

(3) TO PROHIBIT THE DIVERSION OF ITS ASSETS AND RECORDS FROM THE FACILITY OR THE STATE.

(B) THE RECEIVER SHALL HAVE SUCH POWER TO REHABILITATE, CONSERVE, OR LIQUIDATE AS IS CONFERRED BY THE ORDER OF APPOINTMENT AND BY THE PROVISIONS OF ARTICLE 48A, §§ 132 THROUGH 164A RELATING TO REHABILITATION AND LIQUIDATION OF INSURANCE COMPANIES.