

Section 560B
Annotated Code of Maryland
(1971 Replacement Volume and 1979 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 BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows: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

560B.

(A) IN THIS SECTION, THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(1) "AFFILIATE" MEANS:

(I) WITH RESPECT TO A PARTNERSHIP, EACH PARTNER.

(II) WITH RESPECT TO A CORPORATION, EACH OFFICER, DIRECTOR, AND STOCKHOLDER WHO, DIRECTLY OR INDIRECTLY, BENEFICIALLY OWNS, HOLDS OR HAS THE POWER TO VOTE, 10 PERCENT OR MORE OF ANY CLASS OF SECURITIES ISSUED BY THE CORPORATION.

(III) WITH RESPECT TO A NATURAL PERSON, ANY PERSON WHO HAS A DIRECT OR INDIRECT OWNERSHIP INTEREST IN A NURSING HOME OF 10 PERCENT OR MORE.

(2) "COURT" SHALL MEAN THE CIRCUIT COURT FOR A COUNTY, CIRCUIT COURT OF BALTIMORE CITY AND CIRCUIT COURT NO. 2 OF BALTIMORE CITY.

(3) "DIRECTOR" SHALL MEAN THE DIRECTOR OF THE OFFICE ON AGING.

(4) "EMERGENCY" SHALL MEAN A SITUATION, PHYSICAL CONDITION, OR ONE OR MORE PRACTICES, METHODS OR OPERATIONS WHICH PRESENTS IMMINENT DANGER OF DEATH, OR SERIOUS MENTAL OR PHYSICAL HARM TO RESIDENTS OF A NURSING HOME.

(5) "NURSING HOME" SHALL BE DEFINED BY ARTICLE 43, SECTION 556(E)(1).

(6) "SECRETARY" SHALL MEAN THE SECRETARY OF HEALTH AND MENTAL HYGIENE.

(7) "TRANSFER TRAUMA" SHALL MEAN THE MEDICAL AND PSYCHOLOGICAL REACTIONS TO PHYSICAL TRANSFER THAT INCREASE THE RISK OF DEATH OR GRAVE ILLNESS, OR BOTH, IN ELDERLY PERSONS.

(B) (1) THE SECRETARY MAY PETITION THE COURT FOR THE POLITICAL SUBDIVISION IN WHICH A NURSING HOME IS LOCATED FOR THE APPOINTMENT OF A RECEIVER. THE COURT SHALL HOLD A
