

(II) A PERSON'S SON, DAUGHTER, WARD, PARENT, OR OTHER RELATIVE OVER WHOSE FINANCIAL AFFAIRS THE PERSON HAS LEGAL OR ACTUAL CONTROL.

769.

(a) There is hereby created the Maryland State Board of Examiners of Nursing Home Administrators, which shall consist of ~~-nine-(9)-~~ TEN members. The Board shall be part of the Department of Health and Mental Hygiene and make reports directly to the Secretary of that Department at the times he prescribes. The Board shall be appointed by the Governor, upon the recommendation of the Secretary of Health and Mental Hygiene from a list of nominees selected by the Secretary after consultation with the associations and societies appropriate to the disciplines and professions representative of the vacancies to be filled[, and it]. THE CONSUMER MEMBERS SHALL BE APPOINTED WITH THE ADVICE AND CONSENT OF THE SENATE. THE BOARD shall consist of the following members:

(1) Four (4) members actively engaged in the management and operation of either a proprietary or nonprofit nursing home or homes as administrator with five years' experience in such operation, who are licensed, or in the case of initial appointments are eligible for licensure under this subtitle;

(2) ~~Four--(4)~~ THREE FOUR members, other than nursing home administrators, who are actively engaged in professions concerned with the care of the chronically ill or of infirm or aged patients; and

(3) [One (1) member from the general public who is not engaged in the management, ownership (in whole or in part), operation, or supervision of any nursing home or hospital.] TWO MEMBERS SHALL BE CONSUMERS WHO:

(I) ARE QUALIFIED---TO---REPRESENT---THE INTERESTS-OF-CONSUMERS MEMBERS OF THE GENERAL PUBLIC;

(II) HAVE NEVER BEEN A NURSING HOME ADMINISTRATOR OR NURSING HOME ADMINISTRATOR-IN-TRAINING, NOR HAVE A HOUSEHOLD MEMBER WHO IS A NURSING HOME ADMINISTRATOR OR NURSING HOME ADMINISTRATOR-IN-TRAINING;

(III) HAVE NEVER PARTICIPATED IN A RELATED COMMERCIAL OR PROFESSIONAL FIELD, NOR HAVE A HOUSEHOLD MEMBER WHO PARTICIPATES IN A RELATED COMMERCIAL OR PROFESSIONAL FIELD;

(IV) HAVE NOT WITHIN 2 YEARS PRIOR TO APPOINTMENT NOR DURING THE TERM OF APPOINTMENT HAD A FINANCIAL INTEREST IN AN INDIVIDUAL, ASSOCIATION, UNINCORPORATED ASSOCIATION, CORPORATION, OR ANY OTHER ENTITY WHICH IS REGULATED BY THE BOARD; AND