

(4) (a) For the purposes of this Act, "facility" means a nursing home for the accommodation of convalescents or other persons who are not acutely ill and not in need of hospital care, but who require skilled or long-term nursing care and other related medical services; "public facility" means a nursing home wholly owned by and operated under the authority of a county and/or municipality of the State of Maryland; and "nonprofit facility" means a nursing home wholly owned by and operated under the authority of a nonprofit organization which meets the following qualifications;

(i) It is a bona fide religious organization, no part of the earnings of which inures to the benefit of any individual or is used for any purpose other than the maintenance and operation of the facility or the purchase of equipment to be used in the facility or the expansion of the facility; or

(ii) It is an organization chartered as a nonprofit corporation, no part of the earnings of which inures to the benefit of any individual or is used for any purpose other than the maintenance and operation of the facility or the purchase of equipment to be used in the facility or the expansion of the facility, and is classified by the Federal Internal Revenue Service as nonprofit.

(b) The term "construction" includes construction of new buildings or additions to existing buildings and alteration of existing buildings to meet local and State regulatory code requirements, and initial equipment of any such buildings; it includes architects' fees, but excludes the cost of the acquisition of land and the cost of off-site improvements.

(c) Prior to the authorization of any grant under this Act for any facility, the applicant shall file with the State Department of Health and Mental Hygiene:

(i) A financial statement setting forth the personnel employed or to be employed, all remuneration and perquisites for personal services and other expenses paid or to be paid, and the expenses incurred or to be incurred in carrying out the nursing home operation; and

(ii) The schedule of rates charged or to be charged for services rendered.

(d) The Secretary of Health and Mental Hygiene is hereby authorized and directed to promulgate rules and regulations to carry out the intent of this Act. These rules and regulations shall provide for certified annual financial statements from each facility and may provide for other reports. This information shall be required annually for at least the term of the bonds authorized under this Act.