

"certification", see revisor's note to § 19-904 of this subtitle and the General Revisor's Note to this article.

Defined terms: "License" § 19-901
 "Secretary" § 1-101

19-911. DENIALS AND REVOCATION BY SECRETARY.

(A) DUTY.

THE SECRETARY SHALL DENY A LICENSE TO ANY APPLICANT OR REVOKE A LICENSE IF THE APPLICANT OR LICENSEE HAS BEEN CONVICTED OF A FELONY THAT RELATES TO MEDICAID OR TO A NURSING HOME.

(B) POWER.

THE SECRETARY MAY DENY A LICENSE TO AN APPLICANT OR REVOKE A LICENSE IF THE APPLICANT OR LICENSEE DOES NOT MEET THE REQUIREMENTS OF THIS SUBTITLE OR ANY RULE OR REGULATION THAT THE SECRETARY ADOPTS UNDER THIS SUBTITLE.

REVISOR'S NOTE: Subsection (a) of this section is new language derived without substantive change from the second sentence of former Article 43, § 952(b).

Subsection (b) of this section is new language added to state expressly that which only was implied in the former law.

Throughout this section, the phrase "revoke a license" is added to state expressly a power that is only implied by the former reference to the license being "provisional in nature pursuant to rules and regulations" -- i.e., the power that the Secretary may revoke a license for a ground on which an applicant could be denied a license.

As to the substitution of the term "license" for references to "certificate", see revisor's note to § 19-904 of this subtitle and the General Revisor's Note to this article.

The Commission to Revise the Annotated Code notes, for consideration by the General Assembly, that there are no hearings provided for action taken under this section.

The Commission also notes, for consideration, that the reference to "Medicaid" in subsection (a) of this section, might not include the Medicare Program. The General Assembly may wish to consider inclusion of medicare or the broader