

(ii) Periodically of each [hospital and] related institution AND EACH NONACCREDITED HOSPITAL for which a license has been issued.

(2) AN ACCREDITED HOSPITAL SHALL BE SUBJECT TO INSPECTIONS UNDER THIS SUBTITLE BY THE DEPARTMENT ONLY FOR THE PURPOSE OF COMPLAINT INVESTIGATION.

(3) A HOSPITAL THAT BEGINS INITIAL OPERATION ON OR AFTER JULY 1, 1982 SHALL BE INSPECTED FOR COMPLIANCE WITH THE SAFETY AND SANITATION COMPONENTS OF THE REGULATIONS PROMULGATED BY THE DEPARTMENT. IF THE HOSPITAL HAS NOT APPLIED FOR ACCREDITATION BY THE JOINT COMMISSION ON ACCREDITATION OF HOSPITALS WITHIN 1 YEAR AFTER BEGINNING OPERATION OR HAS HAD ITS APPLICATION FOR ACCREDITATION REJECTED, THE DEPARTMENT SHALL INSPECT THE HOSPITAL FOR COMPLIANCE WITH THE STANDARDS ADOPTED UNDER THIS SUBTITLE.

[(2)] (4) At least 2 inspections a year of each [hospital and] related institution shall be unannounced.

[(3)] (5) The part of a building that contains part of a hospital or related institution and any outbuilding are considered part of the facility and are subject to inspection to determine occupancy status for licensing purposes.

[(4)] (6) During each regular session of the General Assembly, the Department shall submit to the General Assembly a report on the inspections.

[(5)] (7) (i) An employee of the Department may not inform a hospital or related institution of any proposed inspection activity, unless the chief of the employee's division directs the employee to do so.

(ii) An employee who violates any provision of this paragraph is guilty of a misdemeanor and on conviction is subject to a fine not exceeding \$1,000 or imprisonment not exceeding 1 year or both.

(C) AN ACCREDITED HOSPITAL SHALL MAKE THE SURVEY FINDINGS OF THE JOINT COMMISSION ON ACCREDITATION OF HOSPITALS AVAILABLE FOR INSPECTION BY THE DEPARTMENT AT THE HOSPITAL.

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(A) NOTWITHSTANDING ANY OTHER PROVISIONS OF THIS SUBTITLE, EACH HOSPITAL SHALL BE OPEN TO INSPECTIONS BY THE DEPARTMENT TO INVESTIGATE AND RESOLVE ANY COMPLAINT CONCERNING PATIENT CARE, SAFETY, MEDICAL AND NURSING SUPERVISION, PHYSICAL ENVIRONMENT, SANITATION OR DIETARY MATTERS.