

(I) MAINTAINS CONDITIONS OR FACILITIES AND EQUIPMENT TO PROVIDE DOMICILIARY, PERSONAL, OR NURSING CARE FOR 2 OR MORE UNRELATED INDIVIDUALS WHO ARE DEPENDENT ON THE ADMINISTRATOR, OPERATOR, OR PROPRIETOR FOR NURSING CARE OR THE SUBSISTENCE OF DAILY LIVING IN A SAFE, SANITARY, AND HEALTHFUL ENVIRONMENT; AND

(II) ADMITS OR RETAINS THE INDIVIDUALS FOR OVERNIGHT CARE.

(2) "RELATED INSTITUTION" DOES NOT INCLUDE:

(I) AN ADULT RESIDENTIAL ENVIRONMENT OR HOME THAT IS CERTIFIED BY THE DEPARTMENT OF HUMAN RESOURCES;

(II) A NURSING FACILITY OR VISITING NURSE SERVICE THAT IS CONDUCTED ONLY BY OR FOR ADHERENTS OF A RECOGNIZED CHURCH OR RELIGIOUS DENOMINATION, IN ACCORDANCE WITH TENETS AND PRACTICES THAT INCLUDE RELIANCE ON TREATMENT BY SPIRITUAL MEANS ALONE FOR HEALING; OR

(III) ANY SHELTERED HOUSING FOR THE ELDERLY, AS DEFINED IN ARTICLE 70B, § 1 OF THE CODE, THAT IS CERTIFIED BY THE OFFICE ON AGING, UNLESS THE HOUSING PROVIDES FOR MORE THAN 11 INDIVIDUALS:

1. IN ONE BUILDING THAT DOES NOT HAVE MORE THAN ONE APARTMENT UNIT; OR

2. IF THERE ARE APARTMENT UNITS IN THE BUILDING, IN ONE APARTMENT UNIT.

REVISOR'S NOTE: This subsection is new language derived without substantive change from former Article 43, § 556(d)(1) and (2) and the second clause of (a), as that clause related to related institutions.

In the introductory clause of paragraph (1) of this subsection, the former phrase "which falls within the jurisdiction of this subtitle" is deleted as unnecessary. See § 19-302 of this subtitle.

As to classifications of related institutions, see § 19-307 of this subtitle.

Defined terms: "Apartment unit" § 19-301
"Domiciliary care" § 19-301 "Personal care" § 19-301
"Includes"/"including" § 1-101
"Nursing care" § 19-301
"Unrelated individual" § 19-301

(K) UNRELATED INDIVIDUAL.