

562(a), which stated the rules and regulations could not conflict with law, is deleted as unnecessary.

The fifth sentence of former Article 43, § 562(a), which permitted amendment or rescission of the rules and regulations, is deleted as included in the power to adopt these rules and regulations.

Defined terms: "Hospital" § 19-301
"Related institution" § 19-301 "Secretary" § 1-101

(B) INSPECTIONS.

(1) TO ASSURE COMPLIANCE WITH THE STANDARDS ADOPTED UNDER THIS SUBTITLE, THE SECRETARY SHALL HAVE AN INSPECTION MADE:

(I) OF EACH HOSPITAL OR RELATED INSTITUTION FOR WHICH A LICENSE IS SOUGHT; AND

(II) PERIODICALLY OF EACH HOSPITAL AND RELATED INSTITUTION FOR WHICH A LICENSE HAS BEEN ISSUED.

(2) AT LEAST 2 INSPECTIONS A YEAR OF EACH HOSPITAL AND RELATED INSTITUTION SHALL BE UNANNOUNCED.

(3) 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) DURING EACH REGULAR SESSION OF THE GENERAL ASSEMBLY, THE DEPARTMENT SHALL SUBMIT TO THE GENERAL ASSEMBLY A REPORT ON THE INSPECTIONS.

(5) (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.

REVISOR'S NOTE: This subsection is new language derived without substantive change from former Article 43, § 561(a) and the phrase "after inspection" in the first sentence of § 560(a).

Paragraph (4) of this subsection is revised to clarify that the Department submits a report on