

combines, without substantive change, former Article 43, § 878(b) and (e).

The former phrase "but is not limited to" is deleted as unnecessary in light of the use of the defined term "includes".

The Commission to Revise the Annotated Code notes, for consideration by the General Assembly, that the law is unclear as to whether a home health agency must provide all of the services listed as home health care.

Similarly, the law is unclear as to whether an entity that provides only some forms of home health care is required to be licensed. The rules and regulations of the Department require a home health agency to provide "skilled nursing services" and "home health aide services", as defined in those rules and regulations, and at least 1 additional service.

Defined terms: "Includes"/"including" § 1-101  
"Physician" § 1-101

REVISOR'S NOTE TO SECTION: Former Article 43, § 878(c), which defined "Department", is deleted as unnecessary in light of the definition of that term in § 1-101 of this article.

Former Article 43, § 878(f), which defined "patient", also is deleted since, as actually used in former Article 43, §§ 878 through 883, the term did not differ from the usual meaning of "patient" and, therefore, the definition did not add meaning to the provisions where "patient" appeared. However, the Commission to Revise the Annotated Code notes, for consideration by the General Assembly, the substitution of the word "individual" for "patient" in § 19-408(b) of this subtitle. If the reference to provision of services "on a part-time or intermittent basis", which formerly appeared in the definition of "patient", was intended to limit the scope of this prohibition, clarifying legislation may be appropriate.

19-402. STATEMENT OF PURPOSE.

THE PURPOSE OF HOME HEALTH CARE IS:

- (1) TO AVOID INSTITUTIONALIZATION;
- (2) TO SHORTEN HOSPITAL STAYS;