

“Subtitle 13. Nursing Facility Conversion Grant Program”
Annotated Code of Maryland
(2000 Replacement Volume and 2004 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Health - General

SUBTITLE 13. NURSING FACILITY CONVERSION GRANT PROGRAM.

24-1301.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) “FACILITY” MEANS:

(1) (I) A PUBLIC NURSING FACILITY THAT IS WHOLLY OWNED BY AND OPERATED UNDER THE AUTHORITY OF A COUNTY OR A MUNICIPAL CORPORATION, OR BOTH; OR

(II) A NONPROFIT NURSING FACILITY THAT IS WHOLLY OWNED BY AND OPERATED UNDER THE AUTHORITY OF A NONPROFIT ORGANIZATION;

(2) A FACILITY THAT MEETS THE DEFINITION OF § 19-1401 OF THIS ARTICLE; AND

(3) A FACILITY THAT IS LICENSED BY THE DEPARTMENT.

(C) “NONPROFIT ORGANIZATION” MEANS:

(1) A BONA FIDE RELIGIOUS ORGANIZATION, NO PART OF THE EARNINGS OF WHICH INURES TO THE BENEFIT OF ANY INDIVIDUAL OR IS USED FOR ANY PURPOSE OTHER THAN THE MAINTENANCE AND OPERATION OF THE FACILITY, THE PURCHASE OF EQUIPMENT TO BE USED IN THE FACILITY, OR THE EXPANSION OF THE FACILITY; OR

(2) AN ORGANIZATION:

(I) THAT IS CHARTERED AS A NONPROFIT CORPORATION AND CLASSIFIED BY THE INTERNAL REVENUE SERVICE AS NONPROFIT; AND

(II) NO PART OF THE EARNINGS OF WHICH INURES TO THE BENEFIT OF ANY INDIVIDUAL OR IS USED FOR ANY PURPOSE OTHER THAN THE MAINTENANCE AND OPERATION OF THE FACILITY, THE PURCHASE OF EQUIPMENT TO BE USED IN THE FACILITY, OR THE EXPANSION OF THE FACILITY.

(D) “WHOLLY OWNED” INCLUDES LEASED, IF:

(1) (I) THE LEASE IS FOR A MINIMUM TERM OF 30 YEARS FOLLOWING PROJECT COMPLETION; OR