

2. THE ADMINISTRATION EXPLICITLY APPROVES THE COMPOSITION OF THE GOVERNING BODY THROUGH AN INNOVATIVE PROGRAM SERVICE PLAN IN ACCORDANCE WITH COMAR 10.22.02.09.F.

(2) THE REQUIREMENTS OF PARAGRAPH (1)(I) OF THIS SUBSECTION MAY BE WAIVED IF A COMMUNITY-BASED ADVISORY BOARD OR COMMITTEE IS ESTABLISHED BY THE LICENSEE AND APPROVED BY THE DEPARTMENT.

(D) THE RULES AND REGULATIONS SHALL ALSO REQUIRE THAT AN APPLICANT FOR A LICENSE UNDER THIS SECTION SHALL DEMONSTRATE TO THE DEPARTMENT THE APPLICANT'S CAPABILITY TO PROVIDE FOR OR ARRANGE FOR THE PROVISION OF ALL APPLICABLE SERVICES REQUIRED BY THIS CHAPTER BY SUBMITTING, AT A MINIMUM, THE FOLLOWING DOCUMENTS TO THE DEPARTMENT:

(1) A BUSINESS PLAN THAT CLEARLY DEMONSTRATES THE ABILITY OF THE APPLICANT TO PROVIDE SERVICES IN ACCORDANCE WITH MARYLAND REGULATIONS AND FUNDING REQUIREMENTS;

(2) A SUMMARY OF THE APPLICANT'S DEMONSTRATED EXPERIENCE IN THE FIELD OF DEVELOPMENTAL DISABILITIES, IN ACCORDANCE WITH STANDARDS DEVELOPED BY THE DEPARTMENT;

(3) PRIOR LICENSING REPORTS ISSUED WITHIN THE PREVIOUS 10 YEARS FROM ANY IN-STATE OR OUT-OF-STATE ENTITIES ASSOCIATED WITH THE APPLICANT, INCLUDING DEFICIENCY REPORTS AND COMPLIANCE RECORDS ON WHICH THE STATE MAY MAKE REASONED DECISIONS ABOUT THE QUALIFICATIONS OF THE APPLICANT; AND

(4) A WRITTEN QUALITY ASSURANCE PLAN, APPROVED BY THE DEVELOPMENTAL DISABILITIES ADMINISTRATION, TO ADDRESS HOW THE APPLICANT WILL ENSURE THE HEALTH AND SAFETY OF THE INDIVIDUALS SERVED BY THE APPLICANT AND THE QUALITY OF SERVICES PROVIDED TO INDIVIDUALS BY THE APPLICANT.

7-907.

(A) The Administration shall issue a license to any applicant who meets the requirements of this subtitle and the rules and regulations adopted under § 7-904 of this subtitle, EXCEPT AS PROVIDED IN PARAGRAPH (B) OF THIS SECTION.

(B) THE ADMINISTRATION MAY ~~NOT ISSUE~~ DENY A LICENSE:

(1) TO ANY ENTITY THAT HAS HAD A LICENSE REVOKED BY THE DEPARTMENT WITHIN THE PREVIOUS 10 YEARS; OR

(2) TO ANY ENTITY THAT HAS A CORPORATE OFFICER WHO HAS SERVED AS A CORPORATE OFFICER FOR AN ENTITY THAT HAS HAD A LICENSE REVOKED BY THE DEPARTMENT WITHIN THE PREVIOUS 10 YEARS.

10-901.

(a) (1) The Secretary shall adopt rules and regulations that set standards for: