

(B) (1) THE RULES AND REGULATIONS SHALL INCLUDE PROVISIONS THAT:

(I) PERTAIN TO THE LICENSING AND REGULATION OF FREESTANDING BIRTHING CENTERS;

(II) GOVERN THE SERVICES PROVIDED BY A FREESTANDING BIRTHING CENTER; AND

(III) ESTABLISH DESIGN, CONSTRUCTION, AND SAFETY STANDARDS FOR FREESTANDING BIRTHING CENTERS.

19-1004.

(A) THE DIRECTOR OF A FREESTANDING BIRTHING CENTER SHALL BE:

(1)--A-PHYSICIAN--OR

(2)--A-LICENSED-NURSE-MIDWIFE--AS-PROVIDED-BY-TITLE-7, SUBTITLE--6--OF--THE-HEALTH-OCCUPATIONS-ARTICLE-- A LICENSED NURSE MIDWIFE OR PHYSICIAN AS DEFINED UNDER THE HEALTH OCCUPATIONS ARTICLE.

(B) A PHYSICIAN SHALL BE ON CALL AND AVAILABLE TO PROVIDE MEDICAL ASSISTANCE AT A FREESTANDING BIRTHING CENTER AT ALL TIMES THAT THE FREESTANDING BIRTHING CENTER IS SERVING THE PUBLIC.

19-1005.

(A) A PERSON MAY NOT OPERATE A FREESTANDING BIRTHING CENTER UNLESS THE PERSON IS LICENSED BY THE SECRETARY. THIS LICENSING REQUIREMENT APPLIES TO FREESTANDING BIRTHING CENTERS THAT ARE INTENDED TO BE OPERATED FOR PROFIT OR AS A NONPROFIT ENTITY.

(B) WHILE IT IS EFFECTIVE, A LICENSE AUTHORIZES THE LICENSEE TO OPERATE A FREESTANDING BIRTHING CENTER.

(C) THE SECRETARY SHALL ISSUE A LICENSE TO ANY APPLICANT IF THE APPLICANT AND THE FREESTANDING BIRTHING CENTER TO BE OPERATED MEET:

(1) ALL OF THE REQUIREMENTS OF THIS SUBTITLE; AND

(2) ALL APPLICABLE RULES AND REGULATIONS OF THE SECRETARY.

(D) A LICENSE ISSUED UNDER THIS SUBTITLE IS NOT TRANSFERABLE.

19-1006.

(A) AN APPLICANT FOR A LICENSE SHALL: